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FILE NO. 001491

NOV 30 2000

ORDINANCE NO. 251-00SAN FRANCISCO
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[Administrative Code Revision; Medical Exams]

AMENDING CHAPTER 16, ARTICLE IV, OF PART I OF THE SAN FRANCISCO MUNICIPAL
CODE (ADMINISTRATIVE CODE), BY REPEALING SECTIONS 16.89, 16.89-1, AND
16.89-2, DEALING WITH MEDICAL EXAMINATIONS FOR CERTAIN CITY EMPLOYEES.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16, Article IV, of the San Francisco Administrative Code is hereby
amended by repealing Sections 16.89, 16.89-1, and 16.89-2.

((SEC. 16.89. FEES FOR MEDICAL EXAMINATIONS.

The Retirement System is hereby authorized to accept the fees for the cost of re-examinations when the personal physicians of certain applicants for appointment of civil service positions file reports contending that conditions reported by the civil service medical examiner do not exist in fact, or are of no significance in evaluating the suitability of the applicants for employment, and such funds received shall be deposited in a special fund known as the Medical Re-examination Fund, Civil Service, and the receipt and expenditure of this fund shall be subject to the provisions of the annual appropriation ordinance.))

**((SEC. 16.89-1. MEDICAL EXAMINATIONS OF APPLICANTS FOR ENTRANCE
POSITIONS IN UNIFORMED FORCES OF POLICE AND FIRE DEPARTMENTS.**

All applicants for entrance position in the uniformed forces of the Police and Fire Departments, after the effective date of this ordinance, shall be given X-ray examinations of

1 the back and electrocardiogram tests as part of the Civil Service Commission entrance
2 physical examination, provided, however, that policewomen applicants shall be given the
3 electrocardiogram tests only.))

4
5 **((SEC. 16.89-2. PHYSICAL EXAMINATIONS REQUIRED, MEMBERS OF THE**
6 **UNIFORMED FORCES OF THE POLICE AND FIRE DEPARTMENTS.**

7 (a) Uniformed members of the Police and Fire Departments appointed on or after the
8 operative date of this Section, and such current uniformed members who so elect, shall
9 submit to periodic physical examinations by a physician or physicians designated by the Civil
10 Service Commission subject to the procedures herein listed. The cost of such examinations
11 shall be borne by the City and County.

12 (b) Uniformed members of the Police and Fire Departments whose dates of
13 appointment precede the operative date of this Section may elect to avail themselves of the
14 periodic physical examinations herein provided. Those members who so elect may also elect
15 to be covered by the same provisions applicable to employees appointed after the operative
16 date of this Section; or they may specify that only Subsection (c) and the first sentence of
17 Subsection (f) of this Section shall apply. An employee who elects to avail himself of these
18 examinations may not withdraw or change his option without the consent of the Civil Service
19 Commission and the commission of his department.

20 (c) Periodic physical examinations will be given on the following schedule: (1)
21 Employees under 30 - no examinations; (2) Employees from age 30 to age 40 - physical
22 examination upon reaching the age 30 and every second year thereafter; (3) Employees 41
23 years of age and older - physical examinations annually. Such examinations will be given to
24 individual members as soon as practicable after attaining the age required for each periodic
25 examination.

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(d) The Civil Service Commission will establish standards of physical fitness jointly with the Police or Fire Commissions for members of their respective departments. Such standards shall take into consideration the nature of the duties and responsibilities of the various ranks within each department and of the ages and assignments of the persons examined.

(e) The Civil Service Commission, the departments concerned, and those employee organizations whose membership includes not less than 10 percent of the uniformed employees of either the Police Department or the Fire Department shall nominate a panel of at least three physicians not regularly employed by the City and County to serve as a Medical Review Board. Such nomination shall be unanimous. The Medical Review Board shall have the power to review all findings and make recommendations thereon, including referral of individuals for further testing prior to final recommendation and consultation with medical specialists.

(f) The findings of the examining physician or physicians shall be reported to each person examined insofar as medical ethics permit and may be reported to a physician to be named by that person. The findings shall also be referred to the Civil Service Commission and to the departmental commission applicable. The examining physician or physicians shall report that (1) the examinee is fit for continued service, (2) the examinee is not fit for continued service, or (3) special findings are required, together with a recommendation based on these special findings. Findings under (1) shall be considered routine and shall be so recorded in personnel files. Findings under (2) and (3) shall be considered by the Civil Service

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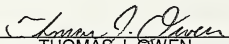
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1 Commission or the General Manager, Personnel, who shall consult with the department
2 concerned. The employee so concerned shall have the right to contest such findings by
3 appeal to the Medical Review Board and the Civil Service Commission.))
4
5
6

7 APPROVED AS TO FORM:

8 LOUISE H. RENNE, City Attorney
9
10

11 By:


12 THOMAS J. OWEN
13 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001491

Date Passed:

Ordinance amending Chapter 16, Article IV, of Part I of the San Francisco Municipal Code (Administrative Code), by repealing Sections 16.89, 16.89-1, and 16.89-2, dealing with medical examinations for certain City employees.

October 10, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Katz

October 16, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Katz

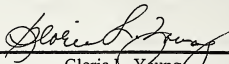
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NOV 30 2000

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File No. 001491

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on October 16, 2000
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

OCT 27 2000

Date Approved



Mayor Willie L. Brown Jr.

[Marina Yacht Harbor Fees]

AMENDING PART II, CHAPTER VI OF THE SAN FRANCISCO MUNIICIPAL CODE (PARK CODE) TO SET FEES AT THE SAN FRANCISCO MARINA SMALL CRAFT HARBOR FOR SERVICES, INCLUDING TOWING BOATS BERTHED ILLEGALLY, REMOVING BERTHHOLDERS' HAZARDOUS WASTE, AND PUMPING OUT BOATS THAT HAVE TAKEN ON WATER, AND MATERIALS, INCLUDING ADDITIONAL KEYS, HARBOR LINES AND KEYS AND ELECTRICAL ADAPTERS FOR TEMPORARY USE.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 12 of the San Francisco Park Code is hereby amended by adding Section 12.11, to read as follows:

SEC. 12.11 Marina Fees.

The following fees shall be charged for goods and services provided to berthholders and transient boaters at the San Francisco Marina Small Craft Harbor:

Services

Pumpout (boat taking on water first time)	\$50.00
Pumpout (boat taking on water after first time)	\$100.00
Towing	\$50.00
Hazardous Waste removal	\$50.00
Installation of Harbor Line	\$25.00

Goods

Additional keys	\$20.00
Harbor Line	\$25.00

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SUPERVISOR BROWN
BOARD OF SUPERVISORS

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1 **Deposits**

2 Keys for Transient boaters

\$20.00

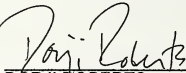
3 Electrical Adapter

\$100.00

4
5 APPROVED AS TO FORM:

6 LOUISE H. RENNE, City Attorney

7
8
9 By:



DORJI ROBERTS
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001492

Date Passed:

Ordinance amending Part II, Chapter VI of the San Francisco Municipal Code (Park Code) to set fees at the San Francisco Marina Small Craft Harbor for services, including towing boats berthed illegally, removing berthholders' hazardous waste, and pumping out boats that have taken on water, and materials, including additional keys, harbor lines and keys and electrical adapters for temporary use.

October 10, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

October 16, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

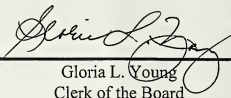
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File No. 001492

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on October 16, 2000
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

OCT 27 2000

Date Approved


Mayor Willie L. Brown Jr.

FILE NO. 001512

ORDINANCE NO. 253-00

RO#00008

[Settlement of Lawsuit]

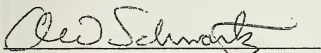
AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO AGAINST FRANK AND MAUREEN CAFFERKEY FOR \$400,000.00.

Be it ordained by the People of the City and County of San Francisco:

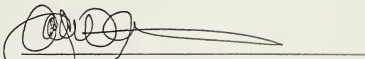
Section 1. The City Attorney is hereby authorized to settle with defendants Frank and Maureen Cafferkey in the eminent domain action entitled "City and County of San Francisco v. Frank and Maureen Cafferkey, et al.," San Francisco Superior Court No. 305-404 for \$400,000.00. The money to satisfy this settlement will come from the Open Space Fund.

APPROVED AS TO FORM AND
RECOMMENDED:

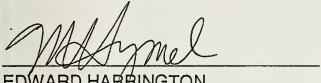
LOUISE H. RENNE, City Attorney


ANDREW W. SCHWARTZ
Deputy City Attorney

APPROVED: Recreation & Park
Department


ELIZABETH GOLDSTEIN
General Manager

FUNDS AVAILABLE


EDWARD HARRINGTON
Controller

APPROVED: Real Estate Department


ANTHONY J. DELUCCHI
Director of Property

2C-OSP-APR 42-00-00
RECNSOPENCAP Proj. CRP202 05311
\$400,000.00

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City and County of San Francisco

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1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001512

Date Passed:

Ordinance authorizing settlement of litigation of City and County of San Francisco against Frank and Maureen Cafferkey for \$400,000.00.

October 10, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

October 16, 2000 Board of Supervisors — FINALLY PASSED

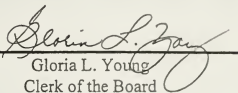
Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

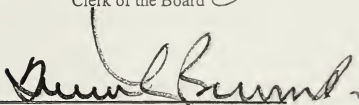
File No. 001512

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on October 16, 2000
by the Board of Supervisors of the City and
County of San Francisco.

OCT 27 2000

Date Approved

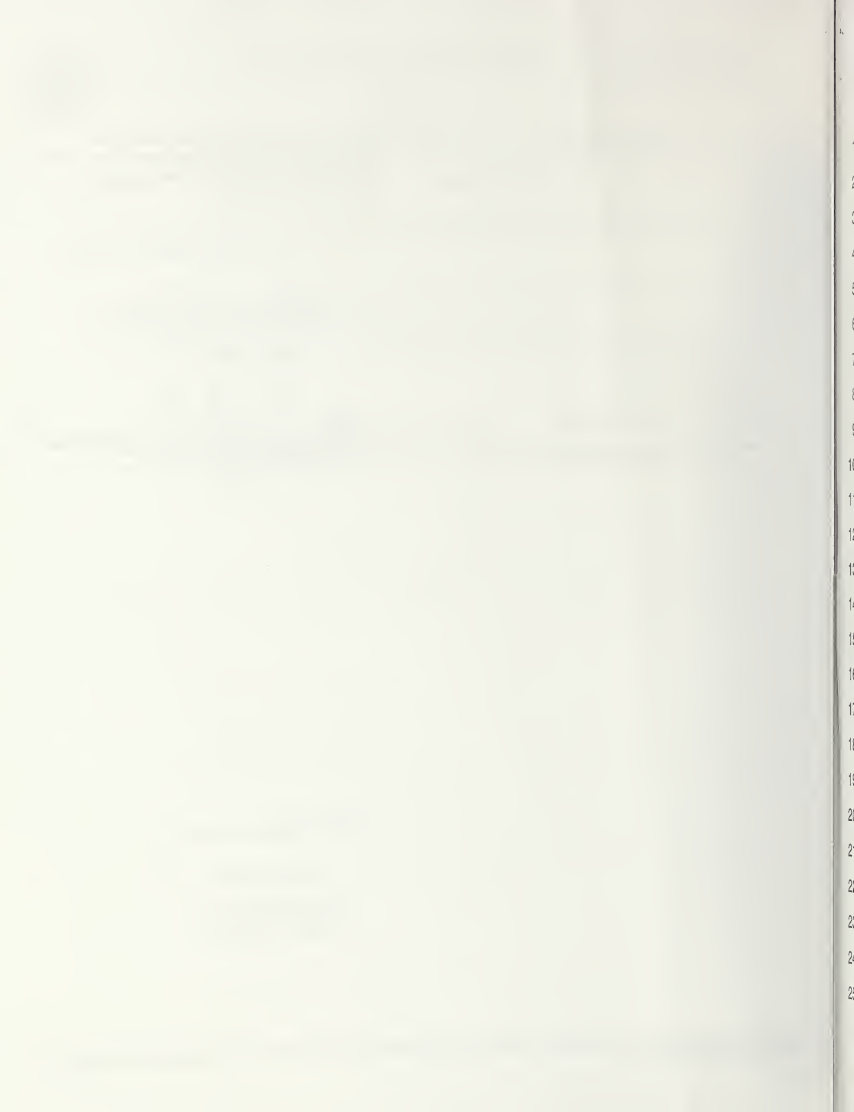

Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

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[Administrative Code Revision; Chapter 34]

AMENDING CHAPTER 34 OF PART I OF THE SAN FRANCISCO MUNICIPAL CODE
(ADMINISTRATIVE CODE), BY AMENDING SECTIONS 34.1 THROUGH 34.6, REGARDING
GIVING NOTICE TO THE ASSESSOR WHEN A VARIANCE OR CONDITIONAL USE
PERMIT IS GRANTED.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 34 of the San Francisco Administrative Code is hereby amended
by amending Section 34.1, to read as follows:

SEC. 34.1. ZONING RECLASSIFICATION ENACTED BY BOARD OF SUPERVISORS.

Whenever the Board of Supervisors shall, by ordinance, enact a zoning reclassification
of property pursuant to Charter Section 4.105 ((7.501)) and the ((City)) Planning Code, the
Clerk of the Board of Supervisors shall immediately ((, within 30 days after enactment,)) notify
the Assessor of such action in writing.

Section 2. Chapter 34 of the San Francisco Administrative Code is hereby amended
by amending Section 34.2, to read as follows:

SEC. 34.2. CONDITIONAL USE AUTHORIZED BY ((CITY)) PLANNING COMMISSION.

Whenever the ((City)) Planning Commission shall, by resolution, authorize a conditional
use pursuant to the ((City)) Planning Code, the Zoning Administrator shall immediately
transmit a copy of such resolution to Assessor ((the Clerk of the Board of Supervisors, and the

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1 Clerk of the Board of Supervisors shall, within 30 days after the approval of such resolution,
2 notify the Assessor of such action in writing)).

3
4 Section 3. Chapter 34 of the San Francisco Administrative Code is hereby amended
5 by amending Section 34.3, to read as follows:

6 **SEC. 34.3. CONDITIONAL USE; APPEAL TO BOARD OF SUPERVISORS.**

7 Whenever the Board of Supervisors shall, by motion ((resolution)), disapprove the
8 decision of the ((City)) Planning Commission on appeal and authorize a conditional use,
9 pursuant to Charter Section 4.105 ((7.501)) and the ((City)) Planning Code, the Clerk of the
10 Board of Supervisors shall immediately ((, within 30 days after such authorization,)) notify the
11 Assessor of such action in writing.

12
13 Section 4. Chapter 34 of the San Francisco Administrative Code is hereby amended
14 by amending Section 34.4, to read as follows:

15 **SEC. 34.4. VARIANCE GRANTED BY ZONING ADMINISTRATOR.**

16 Whenever the Zoning Administrator shall issue a decision granting a variance pursuant
17 to Charter Section 4.105 ((7.503)) and the ((City)) Planning Code, the Zoning Administrator
18 shall immediately transmit a copy of such decision to the Assessor ((Clerk of the Board of
19 Supervisors; and the Clerk of the Board of Supervisors shall, within 30 days after such
20 decision, notify the Assessor of such action in writing)).

21
22 Section 5. Chapter 34 of the San Francisco Administrative Code is hereby amended
23 by amending Section 34.5, to read as follows:

24 **SEC. 34.5. VARIANCE; APPEAL TO BOARD OF APPEALS.**

1 Whenever the Board of Appeals shall issue a decision granting or modifying a variance
2 on appeal from the Zoning Administrator, pursuant to Charter Sections 4.105 and 4.106 and
3 the ((City)) Planning Code, the Executive Secretary of the Board of Appeals shall immediately
4 transmit a copy of such decision to the Assessor ((Clerk of the Board of Supervisors, and the
5 Clerk of the Board of Supervisors shall, within 30 days after such decision, notify the Assessor
6 of such action in writing)).

7
8 Section 6. Chapter 34 of the San Francisco Administrative Code is hereby amended
9 by repealing Section 34.6.

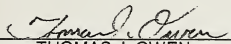
10 **((SEC. 34.6. DATE OF REASSESSMENT.**

11 If, during the assessment year, the Assessor receives notice pursuant to the provisions
12 of Article I hereof, he or she shall reappraise the property as of the next succeeding lien date,
13 pursuant to the provisions of Section 402.2, Revenue and Taxation Code.))

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16
17 APPROVED AS TO FORM:

18 LOUISE H. RENNE, City Attorney

19
20
21 By:


THOMAS J. OWEN
Deputy City Attorney

22
23 DOCUMENTS DEPT.

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001548

Date Passed:

Ordinance amending Chapter 34 of Part I of the San Francisco Municipal Code (Administrative Code), by amending Sections 34.1 through 34.6, regarding giving notice to the Assessor when a variance or conditional use is granted.

October 10, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

October 16, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

File No. 001548

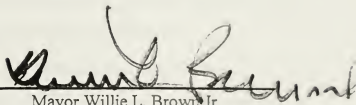
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on October 16, 2000
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

OCT 27 2000

Date Approved



Mayor Willie L. Brown Jr.

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FILE NO. 001353

ORDINANCE NO. 255-00

[Bonding and Financial Assistance Program]

AMENDING SUBSECTION 12D.A.10(C) OF THE SAN FRANCISCO ADMINISTRATIVE
CODE EFFECTIVE JULY 1, 2001 TO AUTHORIZE ADDITIONAL FUNDING SOURCES FOR
THE BONDING AND FINANCIAL ASSISTANCE PROGRAM, TO LIMIT THE TERM OF THE
PROGRAM TO JUNE 30, 2005, AND TO PROVIDE FOR DECERTIFICATION IN THE
EVENT OF DEFAULT.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 12D.A of the San Francisco Administrative Code is hereby
amended effective July 1, 2001, by amending Subsection 12D.A.10(C), to read as follows:

SEC. 12D.A.10. PUBLIC WORKS CONTRACTS.

(C) Bonding and Financial Assistance Program.

1. **Program Description.** The City and County of San Francisco, acting through its
Human Rights Commission ("HRC"), intends to provide guarantees to private bonding
companies and financial institutions in order to induce those entities to provide required
bonding and financing to eligible contractors bidding on and performing City public work
contracts. This bonding and financial assistance program is subject to the provisions of this
Subsection 12D.A.10(C).

2. **Eligible Contracts.** The assistance described in this Subsection 12D.A.10(C) shall
be available for any City public works contract awarded in accordance with San Francisco
Administrative Code Chapter 6.

3. **Eligible Contractors.** Contractors must meet the following criteria to qualify for
assistance under this Subsection 12D.A.10(C):

- (a) The contractor may be either a prime contractor or subcontractor firm; and
- (b) The contractor must be certified by the HRC as a Minority Business Enterprise

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1 ("MBE"), Woman Business Enterprise ("WBE") or Local Business Enterprise ("LBE")
2 according to the requirements of San Francisco Administrative Code Chapter 12D.A;

3 (c) The contractor may be required to participate in a "bonding assistance training
4 program" as offered by the HRC, which is anticipated to provide the following:

- 5 (i) Bond application assistance,
- 6 (ii) Assistance in developing financial statements,
- 7 (iii) Assistance in development of a pre-bond surety profile,
- 8 (iv) Identification of internal financial control systems,
- 9 (v) Development of accurate financial reporting tools, and

10 **4. Agreements Executed by the Human Rights Commission.** The HRC is hereby
11 authorized to enter into the following agreements in order to implement the bonding and
12 financial assistance program described in this Subsection 12D.A.10(C):

13 (a) With respect to a surety bond, the agreement to guaranty up to 40 percent of the
14 face amount of the bond or \$750,000, whichever is less;

15 (b) With respect to a contract loan to be made to a contractor, an agreement to
16 guaranty up to 50 percent of the original principal amount of the contract loan or 50 percent of
17 the actual loss suffered by the financial institution as a result of a loan default, whichever is
18 less; provided that in any event the City's obligations with respect to a guaranty shall not
19 exceed \$750,000;

20 (c) Any other documents deemed necessary by the HRC to carry out the objectives
21 of this program, provided that such documents shall be subject to review and approval by the
22 City Attorney's Office.

23 **5. Monitoring and Enforcement.** The HRC shall maintain records on the use and
24 effectiveness of this program, including but not limited to (1) the identities of the contractors
25 and bonding companies participating in this program, (2) the types and dollar amounts of

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public work contracts for which the program is utilized, and (3) the types and dollar amounts of losses which the City is required to fund under this program. The HRC shall submit written reports to the Board of Supervisors every six months, beginning January 1, 2001, advising the Board of the status of this program and its funding capacity, and an analysis of whether this program is proving to be useful and needed.

6. Funding and Accounts. As of July 1, 2001, funding for this program may be derived from the following sources:

(a) The Board of Supervisors has appropriated or will appropriate funds for the operation of this program. ((In addition, the City will pursue private contributions to assist in implementation of this program, including both technical assistance to participating entities and monetary contributions to support credit enhancement.))

(b) Each Department authorized to contract for public works or improvements pursuant to San Francisco Administrative Code Chapter 6 shall commit to this program up to ten percent (10%), but not less than one percent (1%), of the budget for every public work or improvement undertaken. (A "public work or improvement" is defined in San Francisco Administrative Code Chapter 6.) This subsection is effective for those public works or improvements where the award of the construction contract (as defined and regulated by Administrative Code Chapter 6) occurs after July 1, 2001.

(c) The Treasurer of the City and County of San Francisco is hereby authorized to negotiate a line(s) of credit or any credit enhancement program(s) or financial product(s) with a financial institution(s) to provide funding; the program's guaranty pool may serve as collateral for any such line of credit.

In the event the City desires to provide credit enhancement under this Subsection for a period in excess of one fiscal year, the full aggregate amount of the City's obligations under such credit enhancement must be ((set aside)) placed in a segregated account, encumbered

solely by the City's obligations under such credit enhancement.

7. Term of Bonding Assistance Program. The HRC is authorized to enter into the agreements described in this Subsection for a period ending on the earlier of (1) June 30, 2005 or (2) the date on which the Controller is no longer able to certify the availability of funds for any new guarantee agreement.

8. Default on Guarantees. The Human Rights Commission shall decertify any contractor that defaults on a loan or bond for which the City has provided a guarantee on the contractor's behalf. However, the Human Rights Commission may in its sole discretion refrain from such decertification upon a finding that the City has contributed to such default.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:


Sheryl L. Bregman
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001353

Date Passed:

Ordinance amending Subsection 12D.A.10(C) of the San Francisco Administrative Code effective July 1, 2001 to authorize additional funding sources for the Bonding and Financial Assistance Program, to limit the term of the program to June 30, 2005, and to provide for decertification in the event of default.

October 16, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Kaufman

October 23, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Leno, Teng, Yaki, Yee
Absent: 3 - Katz, Kaufman, Newsom

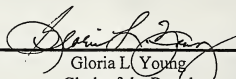
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File No. 001353

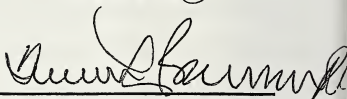
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on October 23, 2000
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 03 2000

Date Approved



Mayor Willie L. Brown Jr.

[Condominium Conversion Limitation]

AMENDING PART II, CHAPTER XIII OF THE SAN FRANCISCO MUNICIPAL CODE
(SUBDIVISION CODE) BY AMENDING ARTICLE 9, SECTION 1396 TO EXTEND THE
ANNUAL CONDOMINIUM CONVERSION LIMITATION FOR TWO ADDITIONAL YEARS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XIII of the San Francisco Municipal Code (Subdivision
Code) is hereby amended by amending Article 9, Section 1396, to read as follows:

SEC. 1396. ANNUAL CONVERSION LIMITATION. This Section governing annual limitation
shall apply only to conversion of residential units.

Applications for conversion of residential units, whether vacant or occupied, shall not
be accepted by the Department of Public Works during the period of January 1, 1994 through
December 31, ((2000)) 2002, inclusive, except that a maximum of 200 units, as selected
yearly by lottery by the Department of Public Works from all eligible applicants, may be
approved for conversion per year during the aforementioned period for the following
categories of buildings:

(a) Buildings consisting of four units or less in which one of the units has been
occupied continuously by one of the applicant owners of record for three years prior to the
date of registration for the lottery as selected by the Director; or

(b) Buildings consisting of six units or less in which 50 percent or more of the units
have been occupied continuously by the applicant owners of record for three years prior to
the date of registration for the lottery as selected by the Director; or

(c) Community apartments as defined in Section 1308 of this Code, which, on or
before December 31, 1982, met the criteria for community apartments in Section 1308 of this

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DEPARTMENT OF PUBLIC WORKS

NOV 30 2000

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1 Code and which were approved as a subdivision by the Department of Public Works on or
2 before December 31, 1982, and where 75 percent of the units have been occupied
3 continuously by the applicant owners of record for three years prior to the date of registration
4 for the lottery as selected by the Director.

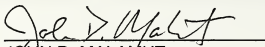
5 The conversion of a stock cooperative as defined in Section 1308 of this Code to
6 condominiums shall be exempt from the annual limitation imposed on the number of
7 conversions in this Section and from the requirement to be selected by lottery where 75
8 percent of the units have been occupied continuously by the applicant owners of record for
9 three years prior to the date of registration for the lottery as selected by the Director.

10 No application for conversion of a residential building submitted by a registrant shall be
11 approved by the Department of Public Works to fill the unused portion of the 200-unit annual
12 limitation for the previous year.

13 APPROVED AS TO FORM:

14 LOUISE H. RENNE, City Attorney

15
16
17 By:


JOHN D. MALAMUT
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001711

Date Passed:

Ordinance amending Part II, Chapter XIII of the San Francisco Municipal Code (Subdivision Code) by amending Article 9, Section 1396 to extend the Annual Condominium Conversion Limitation for two additional years.

October 16, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Kaufman

October 23, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Leno, Teng, Yaki, Yee

Absent: 3 - Katz, Kaufman, Newsom

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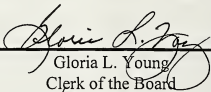
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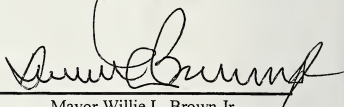
File No. 001711

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on October 23, 2000
by the Board of Supervisors of the City and
County of San Francisco.

NOV 03 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

FILE NO. 001742

ORDINANCE NO. 257-00

PUBLIC EMPLOYMENT

SAL. ORD. AMEND. NO. 1

AMENDING ORDINANCE NO. 181-00 (ANNUAL SALARY ORDINANCE, 2000/01)
REFLECTING THE CREATION OF 1.25 POSITIONS IN THE DEPARTMENT OF
CONSUMER ASSURANCE.

Be it ordained by the People of the City & County of San Francisco:

Section 1. The hereinafter designated section and items or Ordinance No. 181-00
(Annual Salary Ordinance, 2000/01) are hereby amended so that the same shall read as
follows:

Department:	AGW	Consumer Assurance
Index Code:	725003	
Program:	AOB	Agriculture, Weights & Measures Inspection
Sub-Fund:	1G AGF AAA	General Fund- Non Project
Grant:		

<u>Amendment</u>	<u>No.</u> <u>Pos.</u>	<u>Class and</u> <u>Item No.</u>	<u>Compensation</u> <u>Schedule</u>
1.00 Added	1.00	6218 Inspector Trainee.....	\$1304 B \$1580
0.25 Added	0.25	1424 Clerk Typist.....	\$1237 B \$1499

APPROVED AS TO CLASSIFICATION:
DEPARTMENT OF HUMAN RESOURCES

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

M. Chae Muzema for AG
HUMAN RESOURCES DIRECTOR

By: *BSW*
DEPUTY CITY ATTORNEY

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San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001742

Date Passed:

Ordinance amending Ordinance No. 181-00 (Annual Salary Ordinance, 2000/01) reflecting the creation of 1.25 positions (Class 6218 Inspector Trainee) in the Department of Consumer Assurance.

October 23, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Leno, Teng, Yaki, Yee

Absent: 3 - Katz, Kaufman, Newsom

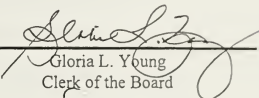
October 30, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 3 - Brown, Katz, Teng

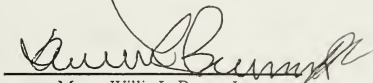
File No. 001742

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on October 30, 2000
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

NOV 09 2000

Date Approved


Mayor Willie L. Brown Jr.

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FILE NO. 001743

ORDINANCE NO. 258-00

(Government Funding)

RO#00017

SA#06

RETROACTIVELY APPROPRIATING \$53,500 OF OTHER STATE GRANTS AND SUBVENTIONS TO FUND A PROGRAM TO CONTROL THE SPREAD OF THE GLASSY WINGED SHARPSHOOTER PEST THAT THREATENS THE WINE INDUSTRY OF NORTHERN CALIFORNIA, FOR THE DEPARTMENT OF CONSUMER ASSURANCE FOR FISCAL YEAR 2000-2001, RESERVING \$8,321 FOR POTENTIAL OVERTIME EXPENSES.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 2000-2001 as follows:

<u>Department and Number</u>	<u>Source of Funds and Purpose of Appropriation</u>	<u>Debit</u>	<u>Amount</u> <u>Credit</u>
<u>Fund</u>	<u>Department</u>	<u>Program</u>	
1G-AGF-AAA	AGWAA	AOB	
General Fund- Non Project	Dept. of Consumer Assurance	Agriculture, Weights & Measures Inspection	

Funding Sources

450-48999 (725001)	Other State Grants and Subventions	\$53,500
-----------------------	------------------------------------	----------

Funding Uses

001-00100 (725003)	Permanent Salary		\$16,743
001-00500 (725003)	Temporary Salary		\$5,000
001-01100 (725003)	Overtime	DOCUMENTS DEPT	\$8,321
013-01900 (725003)	Fringe Benefits	NOV 3 6 2000 SAN FRANCISCO PUBLIC LIBRARY	\$4,186
021-03500 (725003)	Other Current Expenses		\$11,000

Supervisor Newsom

BOARD OF SUPERVISORS

Department and Number	Source of Funds and Purpose of Appropriation	Amount	
		Debit	Credit
040-04000 (725003)	Materials and Supplies		\$8,250
	Total	<u>\$53,500</u>	<u>\$53,500</u>

Section 2 Funds are appropriated for the creation of 1.25 positions, by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 001742) as follows:

Class No.	Classification Title	Rate	Position Created
<u>Program: AOB-Ag. Weights And Measures Inspection</u>			
<u>Index Code: 725003:</u>			
6218 G	Inspector Trainee-Weights and Measures	1304B1580	1.00
1424	Clerk Typist	1237B1499	<u>0.25</u>
	Total Position Created		<u>1.25</u>

Section 3. Funds in the amount of \$8,321 are hereby placed on reserve for potential overtime expenses and to be released by the Finance Committee.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: Louise R. Renne
DEPUTY CITY ATTORNEY

BY: Edward M. Harrington



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001743

Date Passed:

Ordinance retroactively appropriating \$53,500 of other state grants and subventions to fund a program to control the spread of glassy winged sharpshooter pest that threatens the wine industry of Northern California, for the Department of Consumer Assurance for fiscal year 2000-2001, reserving \$8,321 for potential overtime expenses.

October 23, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Leno, Teng, Yaki, Yee

Absent: 3 - Katz, Kaufman, Newsom

October 30, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Bierman, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 3 - Brown, Katz, Teng

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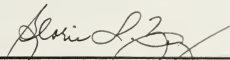
DEPARTMENT OF HUMAN RESOURCES

BY: see original for signature
ANDREA R. GOURDINE, DIRECTOR

n:\excel\appro\72sa#06

File No. 001743

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on October 30, 2000
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 09 2000

Date Approved



Mayor Willie L. Brown Jr.

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NOV 30 2000

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NOV 27 2000

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FILE NO. 001422

ORDINANCE NO. 259-00

[Additional Conditional Use Criteria for Certain Uses in Neighborhood Commercial Districts]
AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE
(PLANNING CODE) BY AMENDING SECTION 303(c)(5)(A) TO REQUIRE
CONSIDERATION OF THE CONDITIONAL USE FINDINGS OF SECTION 303(c)(1-4) IN
ADDITION TO THOSE OF SECTION 303(c)(5)(A) WHEN MAKING FINDINGS
ON A CONDITIONAL USE APPLICATION FOR MOVIE THEATERS, ADULT
ENTERTAINMENT AND OTHER ENTERTAINMENT USES IN NEIGHBORHOOD
COMMERCIAL DISTRICTS, ADOPTING FINDINGS PURSUANT TO PLANNING CODE
SECTION 101.1.

Note: additions are underlined. Deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) General Findings.

The Board of Supervisors hereby finds and declares that the following existing
conditions create a need to amend Planning Code Sections 303(c)(5)(A):

Section 303(c)(5)(A) currently provides a modified conditional use process for three types
of uses in Neighborhood Commercial Districts: movie theaters, adult entertainment and other
entertainment. This modified process consists of special findings to be made by the Planning
Commission in place of the standard conditional use findings of Section 303(c)(1-4).

Without the standard findings required for conditional uses under Section 303(c)(1-4), the

1 range of issues to be considered by the Planning Commission in such cases is limited to the
2 proximal location of adult entertainment uses, limiting hours of operation from 6:00 A.M. to 2:00
3 A.M. and prohibiting electronic amplification between the hours of midnight and 6:00 A.M.

4 Neighborhood Commercial Districts are typically located within the surrounding context
5 of a residential neighborhood. Testimony before the Planning Commission has indicated that
6 such entertainment uses can result in conflicts and nuisance impacts related to noise, traffic,
7 parking, loitering and littering which are not fully addressed under these limited findings.

8 By applying the standard findings of Section 303(c)(1-4) to such conditional use
9 applications, the Planning Commission is enabled to consider the necessity or desirability of the
10 use, the neighborhood-serving aspects of the use, whether it would be detrimental to the health,
11 safety, convenience or general welfare of nearby residents regarding such issues as traffic, parking
12 and noise, and that a use be consistent with the General Plan and the intent of the Neighborhood
13 Commercial District in which it is located.

14 In evaluating these issues, the Planning Commission will have the ability to attach
15 conditions to such authorizations to insure they operate in a manner compatible with the
16 surroundings, or may disapprove proposals which cannot meet these standards, thereby
17 encouraging an orderly and harmonious pattern of land use.

18 One of the Priority General Plan Policies passed by the voters as an Initiative Ordinance in
19 1986 and found in Planning Code Section 101.1(b) states, "That existing housing and
20 neighborhood character be conserved and protected in order to preserve the cultural and
21 economic diversity of our neighborhoods." Requiring that the Planning Commission make the
22 standard findings of Section 303(c)(1-4) when authorizing movie theater, adult entertainment and
23 other entertainment uses in Neighborhood Commercial Districts will further this policy by

1 encouraging neighborhood compatibility and reducing potential nuisances in such cases.

2 The Board finds that it is necessary to the public health, safety and welfare that the
3 existing neighborhood character of communities including and surrounding Neighborhood
4 Commercial Districts be preserved and enhanced and that a full consideration of the standard
5 conditional use findings of Section 303(c)(1-4) will provide a public forum and framework for
6 decision making for entertainment uses which furthers this objective.

7 (b) Priority Policy Findings.

8 Pursuant to Section 101.1 of the Planning Code, the Board of Supervisors makes the
9 following findings:

- 10 (1) The legislation is consistent with Priority Policy 1 in that it would encourage the
11 retention of neighborhood-serving businesses which provide employment and
12 ownership opportunities for local residents by promoting healthy Neighborhood
13 Commercial Districts.
- 14 (2) The legislation is consistent with Priority Policy 2 in that it would encourage the
15 conservation of neighborhood character by providing a noticed public hearing
16 during which neighborhood character and compatibility issues would be discussed,
17 as well as opportunities to modify project proposals making them compatible or
18 otherwise disapproving potentially injurious uses.
- 19 (3) The legislation is consistent with Priority Policy 3 in that it would have no effect
20 on city's supply of affordable housing.
- 21 (4) The legislation is consistent with Priority Policy 4 in that it would not effect

1 commuter traffic or Muni transit service.

2 (5) The legislation is consistent with Priority Policy 5 in that it would not effect
3 industrial or service uses.

4 (6) The legislation is consistent with Priority Policy 6 in that it would have no adverse
5 effect on the city's earthquake preparedness.

6 (7) The legislation is consistent with Priority Policy 7 in that it would not change the
7 rules regarding landmarks and historic buildings.

8 (8) The legislation is consistent with Priority Policy 8 in that it would not effect parks
9 and open spaces.

10 Section 2. Planning Code Section 303 is hereby amended to read as follows.

11 SEC. 303. CONDITIONAL USES.

12 (a) General. The City Planning Commission shall hear and make determinations
13 regarding applications for the authorization of conditional uses in the specific situations in
14 which such authorization is provided for elsewhere in this Code. The procedures for
15 conditional uses shall be as specified in this Section and in Sections 306 through 306.6,
16 except that Planned Unit Developments shall in addition be subject to Section 304,
17 medical institutions and post-secondary educational institutions shall in addition be subject
18 to the institutional master plan requirements of Section 304.5, and conditional use and
19 Planned Unit Development applications filed pursuant to Article 7, or otherwise required
20 by this Code for uses or features in Neighborhood Commercial Districts, and conditional
21 use applications within South of Market Districts, shall be subject to the provisions set
22 forth in Sections 316 through 316.8 of this Code, in lieu of those provided for in Sections
23 306.2 and 306.3 of this Code, with respect to scheduling and notice of hearings, and in

1 addition to those provided for in Sections 306.4 and 306.5 of this Code, with respect to
2 conduct of hearings and reconsideration.

3 (b) Initiation. A conditional use action may be initiated by application of the owner, or
4 authorized agent for the owner, of the property for which the conditional use is sought.

5 (c) Determination. After its hearing on the application, or upon the recommendation
6 of the Director of Planning if the application is filed pursuant to Sections 316 through
7 316.8 of this Code and no hearing is required, the City Planning Commission shall
8 approve the application and authorize a conditional use if the facts presented are such to
9 establish:

10 (1) That the proposed use or feature, at the size and intensity contemplated
11 and at the proposed location, will provide a development that is necessary or
12 desirable for, and compatible with, the neighborhood or the community; and

13 (A) In Neighborhood Commercial Districts, if the proposed use is to be
14 located at a location in which the square footage exceeds the limitations
15 found in Planning Code Section 121.2(a) or 121.2(b), the following shall
16 be considered:

17 (i) The intensity of activity in the district is not such that
18 allowing the larger use will be likely to foreclose the location of
19 other needed neighborhood-servicing uses in the area; and

20 (ii) The proposed use will serve the neighborhood, in whole or
21 in significant part, and the nature of the use requires a larger size in

order to function; and

(iii) The building in which the use is to be located is designed in discrete elements which respect the scale of development in the district; and

(2) That such use or feature as proposed will not be detrimental to the health, safety, convenience or general welfare of persons residing or working in the vicinity, or injurious to property, improvements or potential development in the vicinity, with respect to aspects including but not limited to the following:

(A) The nature of the proposed site, including its size and shape, and the proposed size, shape and arrangement of structures;

(B) The accessibility and traffic patterns for persons and vehicles, the type and volume of such traffic, and the adequacy of proposed off-street parking and loading;

(C) The safeguards afforded to prevent noxious or offensive emissions such as noise, glare, dust and odor;

(D) Treatment given, as appropriate, to such aspects as landscaping, screening, open spaces, parking and loading areas, service areas, lighting and signs; and

(3) That such use or feature as proposed will comply with the applicable provisions of this Code and will not adversely affect the Master Plan; and

(4) With respect to applications filed pursuant to Article 7 of this Code, that such use or feature as proposed will provide development that is in conformity with the stated purpose of the applicable Neighborhood Commercial District, as

1 set forth in zoning control category .1 of Sections 710 through 729 of this Code;
2 and

3 (5) (A) With respect to applications filed pursuant to Article 7, Section
4 703.2(a), zoning categories .46, .47, and .48, in addition to ((lieu of)) the
5 criteria set forth above in Section 303(c)(1,4), that such use or feature will:

6 (i) Not be located within 1,000 feet of another such use, if the
7 proposed use or feature is included in zoning category .47, as
8 defined by Section 790.36 of this Code; and/or

9 (ii) Not be open between two a.m. and six a.m.; and

10 (iii) Not use electronic amplification between midnight and six
11 a.m.; and

12 (iv) Be adequately soundproofed or insulated for noise and
13 operated so that incidental noise shall not be audible beyond the
14 premises or in other sections of the building and fixed-source
15 equipment noise shall not exceed the decibel levels specified in the
16 San Francisco Noise Control Ordinance.

17 (B) Notwithstanding the above, the City Planning Commission may
18 authorize a conditional use which does not satisfy the criteria set forth in
19 (5)(A)(ii) and/or (5)(A)(iii) above, if facts presented are such to establish
20 that the use will be operated in such a way as to minimize disruption to
21 residences in and around the district with respect to noise and crowd

1 control.

2 (6) With respect to applications for live/work units in RH and RM Districts
3 filed pursuant to Section 209.9(f) or 209.9(h) of this Code, that:

4 (A) Each live/work unit is within a building envelope in existence on
5 the effective date of Ordinance No. 412-88 (effective October 10, 1988)
6 and also within a portion of the building which lawfully contains at the
7 time of application a nonconforming, nonresidential use;

8 (B) There shall be no more than one live/work unit for each 1,000
9 gross square feet of floor area devoted to live/work units within the subject
10 structure; and

11 (C) The project sponsor will provide any off-street parking, in addition
12 to that otherwise required by this Code, needed to satisfy the reasonably
13 anticipated auto usage by residents of and visitors to the project.

14 Such action of the City Planning Commission, in either approving or disapproving the
15 application, shall be final except upon the filing of a valid appeal to the Board of
16 Supervisors as provided in Section 308.1.

17 (d) Conditions. When considering an application for a conditional use as provided
18 herein with respect to applications for development of "dwellings" as defined in Chapter
19 87 of the San Francisco Administrative Code, the Commission shall comply with that
20 Chapter which requires, among other things, that the Commission not base any decision
21 regarding the development of "dwellings" in which "protected class" members are likely to
22 reside on information which may be discriminatory to any member of a "protected class"
23 (as all such terms are defined in Chapter 87 of the San Francisco Administrative Code). In

1 addition, when authorizing a conditional use as provided herein, the City Planning
2 Commission, or the Board of Supervisors on appeal, shall prescribe such additional
3 conditions, beyond those specified in this Code, as are in its opinion necessary to secure
4 the objectives of the Code. Once any portion of the conditional use authorization is
5 utilized, all such conditions pertaining to such authorization shall become immediately
6 operative. The violation of any condition so imposed shall constitute a violation of this
7 Code and may constitute grounds for revocation of the conditional use authorization.
8 Such conditions may include time limits for exercise of the conditional use authorization;
9 otherwise, any exercise of such authorization must commence within a reasonable time.
10 (e) Modification of Conditions. Authorization of a change in any condition previously
11 imposed in the authorization of a conditional use shall be subject to the same procedures
12 as a new conditional use. Such procedures shall also apply to applications for modification
13 or waiver of conditions set forth in prior stipulations and covenants relative thereto
14 continued in effect by the provisions of Section 174 of this Code.

15 (f) Hotels and Motels.

16 (1) With respect to applications for development of tourist hotels and motels,
17 the Planning Commission shall consider, in addition to the criteria set forth in
18 Subsections (c) and (d) above:

19 (A) The impact of the employees of the hotel or motel on the demand
20 in the City for housing, public transit, child care, and other social services.

21 To the extent relevant, the Commission shall also consider the seasonal

and part-time nature of employment in the hotel or motel;

(B) The measures that will be taken by the project sponsor to employ residents of San Francisco in order to minimize increased demand for regional transportation; and

(C) The market demand for a hotel or motel of the type proposed.

(2) Notwithstanding the provisions of Subsections (f)(1) above, the Planning Commission shall not consider the impact of the employees of a proposed hotel or motel project on the demand in the City for housing where:

(A) The proposed project would be located on property under the jurisdiction of the San Francisco Port Commission; and

(B) The sponsor of the proposed project has been granted exclusive rights to propose the project by the San Francisco Port Commission prior to June 1, 1991.

(3) Notwithstanding the provisions of Subsection (f)(1) above, with respect to the conversion of residential units to tourist hotel or motel use pursuant to an application filed on or before June 1, 1990 under the provisions of Chapter 41 of the San Francisco Administrative Code, the Planning Commission shall not consider the criteria contained in Subsection (f)(1) above; provided, however, that the Planning Commission shall consider the criteria contained in Subsection (f)(1)(B) at a separate public hearing if the applicant applies for a permit for new construction or alteration where the cost of such construction or alteration exceeds \$100,000. Furthermore, no change in classification from principal permitted use to conditional use in Section 216(b)(i) of this Code shall apply to

1 hotels or motels that have filed applications on or before June 1, 1990 to convert
2 residential units to tourist units pursuant to Chapter 41 of the San Francisco
3 Administrative Code. (Amended by Ord. 443-78, App. 10/6/78; Ord. 69-87, App.
4 3/13/87; Ord. 412-88, App. 9/10/88; Ord. 115-90, App. 4/6/90; Ord. 47-92, App.
5 2/14/92; Ord. 304-99, App. 12/3/99; Ord. 311-99, App. 12/3/99)
6

7 APPROVED AS TO FORM:

8 LOUISE H. RENNE, CITY ATTORNEY

9
10 By: Judith A. Boyajian

11 JUDITH A. BOYAJIAN

12 Deputy City Attorney
13

14 SAN FRANCISCO DEPARTMENT OF PLANNING
15 CATEGORICALLY EXEMPT FROM ENVIRONMENTAL
16

17 CLASS Not a project per

18 CERA Statutes Section 21065.

19 Diane Wong 5/24/00



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001422

Date Passed:

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Section 303(c)(5)(A) to require consideration of the conditional use findings of Section 303(c)(1-4) in addition to those of Section 303(c)(5)(A) when making findings on a conditional use application for movie theaters, adult entertainment and other entertainment uses in Neighborhood Commercial Districts, adopting findings pursuant to Planning Code Section 101.1.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

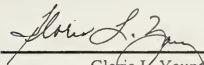
Ayes: 9 - Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 2 - Ammiano, Brown

November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Absent: 1 - Yee

File No. 001422

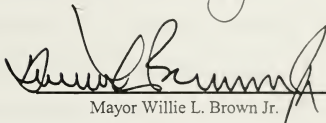
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 17 2000

Date Approved



Mayor Willie L. Brown Jr.

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[Liquor Store Use Category]

AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE
(PLANNING CODE) BY AMENDING ARTICLE SEVEN TO CREATE "LIQUOR STORE"
AS A NEW USE CATEGORY IN THE NEIGHBORHOOD COMMERCIAL DISTRICTS, BY
ADDING SECTION 790.55 TO DEFINE THE USE AND DESIGNATING THE NEW USE AS
EITHER A PERMITTED USE, A CONDITIONAL USE OR NOT PERMITTED IN THE
VARIOUS NEIGHBORHOOD COMMERCIAL DISTRICTS BY AMENDING SECTION
703.2 AND EACH OF THE NEIGHBORHOOD COMMERCIAL DISTRICT ZONING
CONTROL TABLES IN ARTICLE 7; ADOPTING FINDING PURSUANT TO PLANNING
CODE SECTION 101.1

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) General Findings.

During a scheduled study of possible changes to the Neighborhood Commercial District controls, the Department identified alcoholic beverage controls as a potentially important issue for the NCD study. It noted that the Planning Code already controls in the NC Districts, the establishments typically offering on sale alcohol consumption (bars and restaurants). A concentration of off sale establishments is frequently cited as contributing to street-oriented misconduct such as littering, panhandling, loitering, drug trafficking, noise, vandalism and gang related activities, and these problems threaten personal safety, devalue property and tarnish the

DOCUMENTS DEPT.

neighborhood's image. At a time when neighborhood residents are trying to improve the economic base of their neighborhood, improve public safety, beautify their neighborhood, and provide a stable living environment for its residents, any new off-sale liquor establishment may be a threat to this effort and may not be desirable in some neighborhoods.

(b) Priority Policy Findings. The proposed amendment would conform to the Priority Policies of Planning Code section 101.1,

(1) The legislation is consistent with Priority Policy 1 in that prohibiting additional establishments selling off-sale liquor in areas already impacted by these uses or making them conditional uses in other districts would enhance the image of the neighborhood and help create a diverse retail offering.

(2) The legislation is consistent with Priority Policy 2 in that prohibiting additional establishments selling off-sale liquor in areas already impacted by these uses or making them conditional uses would enhance the image of the neighborhood and help preserve the character of the residential development in these areas.

(3) The legislation is consistent with Priority Policy 3 in that it would not effect affordability of housing.

(4) The legislation is consistent with Priority Policy 4 in that it would not effect commuter traffic or Muni transit service.

(5) The legislation is consistent with Priority Policy 5 in that it would not encourage the intrusion of commercial office development.

(6) The legislation is consistent with Priority Policy 6 in that the proposal would not effect seismic safety standards.

(7) The legislation is consistent with Priority Policy 7 in that it would not change the rules regarding landmarks and historic buildings but would help provide an appropriate environment for them.

(8) The legislation is consistent with Priority Policy 8 in that it would help provide an appropriate environment for open spaces by limiting the availability of alcoholic beverages that could be consumed outdoors.

Section 2. The San Francisco Planning Code is hereby amended by amending Section 703.2 to reflect the creation of a new use category of Liquor Store, as follows:

SEC. 703.2. USES PERMITTED IN NEIGHBORHOOD COMMERCIAL DISTRICTS. A use is the specific purpose for which a property or building is used, occupied, maintained, or leased. Whether or not a use is permitted in a specific district is set forth or summarized and cross-referenced in Sections 710.1 through 730.95 of this Code for each district class.

(a) **Use Categories.** The uses, functions, or activities, which are permitted in each Neighborhood Commercial District class include those listed below by zoning control category and number and cross-referenced to the Code Section containing the definition.

		Section Number of
No.	Zoning Control Categories for Uses	Use Definition
.24	Outdoor Activity Area	§ 790.70
.25	Drive-up Facility	§ 790.30
.26	Walk-up Facility	§ 790.140
.27	Hours of Operation	§ 790.48

1	.38	Residential Conversion	\$ 790.84
2	.39	Residential Demolition	\$ 790.86
3	.40	Other Retail Sales and Services	\$ 790.102
4	.41	Bar	\$ 790.22
5	.42	Full-service Restaurant	\$ 790.92
6	.43	Large Fast-Food Restaurant	\$ 790.90
7	.44	Small Self-Service Restaurant	\$ 790.91
8	<u>.45</u>	<u>Liquor Store</u>	<u>\$ 790.55</u>
9	.46	Movie Theater	\$ 790.64
10	.47	Adult Entertainment	\$ 790.36
11	.48	Other Entertainment	\$ 790.38
12	.49	Financial Service	\$ 790.110
13	.50	Limited Financial Service	\$ 790.112
14	.51	Medical Service	\$ 790.114
15	.52	Personal Service	\$ 790.116
16	.53	Business or Professional Service	\$ 790.108
17	.54	Massage Establishment	\$ 790.60
18	.55	Tourist Hotel	\$ 790.46
19	.56	Automobile Parking	\$ 790.8
20	.57	Automotive Gas Station	\$ 790.14
21	.58	Automotive Service Station	\$ 790.17
22	.59	Automotive Repair	\$ 790.15

1	.60	Automotive Wash	\$ 790.18
2	.61	Automobile Sale or Rental	\$ 790.12
3	.62	Animal Hospital	\$ 790.6
4	.63	Ambulance Service	\$ 790.2
5	.64	Mortuary	\$ 790.62
6	.65	Trade Shop	\$ 790.124
7	.66	Storage	\$ 790.117
8	.67	Video Store	\$ 790.135
9	.70	Administrative Service	\$ 790.106
10	.80	Hospital or Medical Center	\$ 790.44
11	.81	Other Institutions, Large	\$ 790.50
12	.82	Other Institutions, Small	\$ 790.51
13	.83	Public Use	\$ 790.80
14	.90	Residential Use	\$ 790.88
15	.95	Community Residential Parking	\$ 790.10

(b) **Use Limitations.** The uses permitted in Neighborhood Commercial Districts are either principal, conditional, accessory, or temporary uses as stated in this Section, and include those uses set forth or summarized and cross-referenced in the zoning control categories as listed in Paragraph (a) in Sections 710.1 through 729.95 of this Code for each district class.

(1) **Permitted Uses.** All permitted uses shall be conducted within an enclosed building in Neighborhood Commercial Districts, unless otherwise specifically allowed in this Code. Exceptions from this requirement are: uses which, when located outside of a building, qualify as an outdoor activity area, as defined in Section 790.70 of this Code; accessory off-street parking and

loading and other uses listed below which function primarily as open-air uses, or which may be appropriate if located on an open lot, outside a building, or within a partially enclosed building, subject to other limitations of this Article 7 and other sections of this Code.

No.	Zoning Control Category
.56	Automobile Parking
.57	Automotive Gas Station
.58	Automotive Service Station
.60	Automotive Wash
.61	Automobile Sale or Rental
.81	Other Institutions, Large (selected)
.83	Public Use (selected)
.95	Community Residential Parking

If there are two or more uses in a structure and none is classified below under Section 703.2(b)(1)(C) of this Code as accessory, then each of these uses will be considered separately as independent principal, conditional or temporary uses.

(A) **Principal Uses.** Principal uses are permitted as of right in a Neighborhood Commercial District, when so indicated in Sections 710.1 through 729.95 of this Code for each district class.

(B) **Conditional Uses.** Conditional uses are permitted in a Neighborhood Commercial District when authorized by the Planning Commission; whether a use is conditional in a given district is indicated in Sections 710.10 through 729.95. An establishment which sells beer or wine with motor vehicle fuel is a conditional use, and shall be governed by Section 229. Conditional uses are subject to the provisions set forth in Sections 178, 179, and 316 through 316.8 of this Code.

(C) **Accessory Uses.** Except as prohibited in Section 728 and subject to the

1 limitations set forth below and in Sections 204.1 (Accessory Uses for Dwelling Units in R and NC
2 Districts), 204.4 (Dwelling Units Accessory to Other Uses), and 204.5 (Parking and Loading as
3 Accessory Uses) of this Code, a related minor use which is either necessary to the operation or
4 enjoyment of a lawful principal use or conditional use, or is appropriate, incidental and subordinate
5 to any such use, shall be permitted as an accessory use when located on the same lot. Any use
6 which does not qualify as an accessory use shall be classified as a principal or conditional use,
7 unless it qualifies as a temporary use under Sections 205 through 205.2 of this Code.

8 No use will be considered accessory to a permitted principal or conditional use which
9 involves or requires any of the following:

10 (i) The use of more than 1/3 of the total floor area occupied by such use and the
11 principal or conditional use to which it is accessory, except in the case of accessory off-street
12 parking and loading;

13 (ii) Any bar, restaurant, other entertainment, or any retail establishment which
14 serves liquor for consumption on-site;

15 (iii) Any take-out food use, as defined in Section 790.122, except for a take-out
16 food use which occupies 100 square feet or less (including the area devoted to food preparation
17 and service and excluding storage and waiting areas) in a general grocery or specialty grocery
18 store;

19 (iv) Any take-out food use, as defined in Section 790.122, except for a take-out
20 food use operating as a minor and incidental use within a full-service restaurant;

21 (v) The wholesaling, manufacturing or processing of foods, goods, or
22 commodities on the premises of an establishment which does not also use or provide for primarily
23 retail sale of such foods, goods or commodities at the same location where such wholesaling,
24 manufacturing or processing takes place.

25 The foregoing rules shall not prohibit take-out food activity which operates in conjunction
26 with a fast-food restaurant or a self-service restaurant. A fast-food restaurant or a self-service

restaurant, by definition, includes take-out food as an accessory and necessary part of its operation.

(D) **Temporary Uses.** Temporary uses are permitted uses, subject to the provisions set forth in Section 205 of this Code.

(2) **Not Permitted Uses.**

(A) Uses which are not specifically listed in this Article are not permitted unless they qualify as a nonconforming use pursuant to Sections 180 through 186.1 of this Code or are determined by the Zoning Administrator to be permitted uses in accordance with Section 307(a) of this Code.

(B) No use, even though listed as a permitted use, shall be permitted in a Neighborhood Commercial District which, by reason of its nature or manner of operation, creates conditions that are hazardous, noxious, or offensive through the emission of odor, fumes, smoke, cinders, dust, gas, vibration, glare, refuse, water-carried waste, or excessive noise.

(C) The establishment of a use that sells alcoholic beverages, other than beer and wine, concurrent with motor vehicle fuel is prohibited, and shall be governed by Section 229.

Section 3. The San Francisco Planning Code is hereby amended by adding Section 710.45 to the Neighborhood Cluster District (NC-1) Zoning control table (Section 710) adding the liquor store use category as follows:

SEC. 710.

NEIGHBORHOOD COMMERCIAL CLUSTER DISTRICT

NC-1 ZONING CONTROL TABLE

			NC-1		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>710.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>P</u>		

Section 4. The San Francisco Planning Code is hereby amended by adding Section 711.45 to the Small-Scale Neighborhood Commercial District (NC-2) Zoning control table

(Section 711) adding the liquor store use category as follows:

SEC. 711.

SMALL-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT

NC-2 ZONING CONTROL TABLE

			NC-2		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
711.45	Liquor Store	790.55	P		

Section 5. The San Francisco Planning Code is hereby amended by adding Section 712.45 to the Moderate-Scale Neighborhood Commercial District (NC-3) Zoning control table (Section 712) adding the liquor store use category as follows:

SEC. 712.

MODERATE-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT

NC-3 ZONING CONTROL TABLE

			NC-3		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>712.45</u>	<u>Liquor Store</u>	<u>790.55</u>			

Section 6. The San Francisco Planning Code is hereby amended by adding Section 713.45 to the Neighborhood Commercial Shopping Center District NC-S Zoning Control Table (Section 713) adding the liquor store use category as follows:

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SEC. 713.

NEIGHBORHOOD COMMERCIAL SHOPPING CENTER DISTRICT

NC-S ZONING CONTROL TABLE

			NC-S		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>713.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>P</u>		

Section 7. The San Francisco Planning Code is hereby amended by adding Section 714.45 to the Broadway Neighborhood Commercial District Zoning Control Table (Section 714) adding the liquor store use category as follows:

SEC. 714.

BROADWAY NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Broadway		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
714.45	Liquor Store	790.55	C		

Section 8. The San Francisco Planning Code is hereby amended by adding Section 715.45 to the Castro Street Neighborhood Commercial District Zoning Control Table (Section 715) adding the liquor store use category as follows:

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SEC. 715.

CASTRO STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Castro Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
715.45	Liquor Store	790.55	C		

Section 9. The San Francisco Planning Code is hereby amended by adding Section 716.45 to the Inner Clement Street Neighborhood Commercial District Zoning Control Table (Section 716) adding the liquor store use category as follows:

SEC. 716.

INNER CLEMENT STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Inner Clement Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>716.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>C</u>		

Section 10. The San Francisco Planning Code is hereby amended by adding Section 717.45 to the Outer Clement Street Neighborhood Commercial District Zoning Control Table (Section 717) adding the liquor store use category as follows:

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SEC. 717.

OUTER CLEMENT NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Outer Clement Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
717.45	Liquor Store	790.55	C		

Section 11. The San Francisco Planning Code is hereby amended by adding Section 718.45 to the Upper Fillmore Street Neighborhood Commercial District Zoning Control Table (Section 718) adding the liquor store use category as follows:

SEC. 718.

UPPER FILLMORE STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Upper Fillmore Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
718.45	Liquor Store	790.55	C		

Section 12. The San Francisco Planning Code is hereby amended by adding Section 719.45 to the Haight Street Neighborhood Commercial District Zoning Control Table (Section 719) adding the liquor store use category as follows:

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SEC. 719.

**HAIGHT STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE**

			Haight Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
719.45	Liquor Store	790.55			

Section 13. The San Francisco Planning Code is hereby amended by adding Section 720.45 to the Hayes-Gough Neighborhood Commercial District Zoning Control Table (Section 720) adding the liquor store use category as follows:

SEC. 720.

**HAYES-GOUGH NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE**

			Hayes-Gough Controls		
No.	Zoning Category	§ References			
Retail Sales and Services					
<u>720.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>C</u>		

Section 14. The San Francisco Planning Code is hereby amended by adding Section 721.45 to the Upper Market Street Neighborhood Commercial District Zoning Control Table (Section 721) adding the liquor store use category as follows:

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SEC. 721.

UPPER MARKET STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

			Upper Market Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>721.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>C</u>		

Section 15. The San Francisco Planning Code is hereby amended by adding Section 722.45 to the North Beach Neighborhood Commercial District Zoning Control Table (Section 722) adding the liquor store use category as follows:

SEC. 722.

NORTH BEACH NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

			North Beach Controls		
No.	Zoning Category	§ References			
Retail Sales and Services					
722.45	Liquor Store	790.55	C		

Section 16. The San Francisco Planning Code is hereby amended by adding Section 723.45 to the Polk Street Neighborhood Commercial District Zoning Control Table (Section 723) adding the liquor store use category as follows:

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SEC. 723.

POLK STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

			Polk Street Controls		
No.	Zoning Category	§ References			
Retail Sales and Services					
<u>723.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>C</u>		

Section 17. The San Francisco Planning Code is hereby amended by adding Section 724.45 to the Sacramento Street Neighborhood Commercial District Zoning Control Table (Section 724) adding the liquor store use category as follows:

SEC. 724.

SACRAMENTO STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

			Sacramento Street Controls		
No.	Zoning Category	§ References			
Retail Sales and Services					
<u>724.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>P</u>		

Section 18. The San Francisco Planning Code is hereby amended by adding Section 725.45 to the Union Street Neighborhood Commercial District Zoning Control Table (Section 725) adding the liquor store use category as follows:

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SEC. 725.

UNION STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Union Street		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>725.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>C</u>		

Section 19. The San Francisco Planning Code is hereby amended by adding Section 726.45 to the Valencia Street Neighborhood Commercial District Zoning Control Table (Section 726) adding the liquor store use category as follows:

SEC. 726.

VALENCIA STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Valencia Street Controls		
No.	Zoning Category	§ References			
Retail Sales and Services					
<u>726.45</u>	<u>Liquor Store</u>	<u>790.55</u>			

Section 20. The San Francisco Planning Code is hereby amended by adding Section 727.45 to the 24TH Street-Mission Neighborhood Commercial District Zoning Control Table (Section 727) adding the liquor store use category as follows:

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SEC. 727.

24TH STREET-MISSION NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			24 th Street-Mission Controls		
No.	Zoning Category	§ References			
Retail Sales and Services					
727.45	Liquor Store	790.55			

Section 21. The San Francisco Planning Code is hereby amended by adding Section 728.45 to the 24TH Street-Noe Valley Neighborhood Commercial District Zoning Control Table (Section 728) adding the liquor store use category as follows:

SEC. 728.

24TH STREET-NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			24 th Street-Noe Valley		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>728.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>C</u>		

Section 22. The San Francisco Planning Code is hereby amended by adding Section 729.45 to the West Portal Avenue Neighborhood Commercial District Zoning Control Table (Section 729) adding the liquor store use category as follows:

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SEC. 729.

WEST PORTAL AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			24 th Street-Noe Valley		
No.	Zoning Category	§ References	Controls		
Retail Sales and Services					
<u>729.45</u>	<u>Liquor Store</u>	<u>790.55</u>	<u>P</u>		

Section 23. The San Francisco Planning Code is hereby amended by adding Section 790.55 to define "Liquor Store," as follows:

Sec. 790.55. Liquor Store. A retail use which sells beer, wine, or distilled mineral spirits to a customer in an open or closed container for consumption off the premises and which needs a State of California Alcoholic Beverage Control Board License type 20 (off-sale beer and wine) or type 21 (off-sale general).

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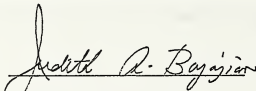
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APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:


JUDITH A. BOYAJIAN

Deputy City Attorney

SAN FRANCISCO DEPARTMENT OF CITY P:
CATEGORICALLY EXEMPT FROM ENVIRONMENTAL

CLASS Not a project per CEQA

Statutes Section 21065.

Diane Wong 5/24/00



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001424

Date Passed:

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Article Seven to create "Liquor Store" as a new use category in the Neighborhood Commercial Districts, by adding Section 790.55 to define the use and designating the new use as either a permitted use, a conditional use or not permitted in the various Neighborhood Commercial Districts by amending Section 703.2 and each of the Neighborhood Commercial District Zoning Control Tables in Article 7; adopting findings pursuant to Planning Code Section 101.1.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 2 - Ammiano, Brown

November 6, 2000 Board of Supervisors — FINALLY PASSED

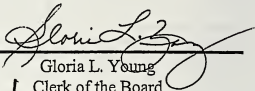
Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Absent: 1 - Yee

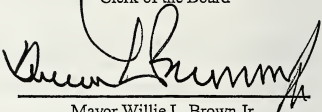
File No. 001424

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.

NOV 17 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

FILE NO. 001425

ORDINANCE NO. 261-00

[Inner Sunset Neighborhood Commercial District Controls -- Use Property Description]
ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION BY AMENDING THE
ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE AREA
GENERALLY BOUNDED BY FIFTH AVENUE, NINETEENTH AVENUE, KIRKHAM
STREET AND LINCOLN WAY.

Note: Where lot numbers are shown separated by a hyphen, the reference includes the
first-numbered, last-numbered, and all intermediate numbered lots.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The following changes in property use classification from NC-2 and RH-2
are hereby adopted as amendments to Section Map 6 of the Zoning Map of the City and County
of San Francisco.

Description of Property

Assessor's Block	Lots	Use Districts to be Superseded	Use Districts to be Approved
		<i>RH-2, NC-2</i>	<i>Inner Sunset NCD</i>
1732/	018-020, 022		
1733/	021		
1734/	017-018, 017A, 020, 046		

Assessor's Block	Lots	Use Districts to be Superseded	Use Districts to be Approved
		<i>RH-2, NC-2</i>	<i>Inner Sunset NCD</i>
1735/	018-021, 023		
1736/	018A, 018B, 039-040		
1737/	005		
1738/	021-026		
1739/	018-026		
1740/	018-024, 026-027		
1741/	001-002, 004-011, 014-017, 020-022, 024-026, 050-051, 060		
1742/	015A, 015B, 015C, 016-018, 023-029, 032-034, 039-040, 043, 045		
1743/	020-024		
1754/	010-013		
1755/	011-013		
1761/	034		
1762/	004-005, 023		

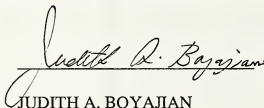
Assessor's Block	Lots	Use Districts to be Superseded	Use Districts to be Approved
		<i>RH-2, NC-2</i>	<i>Inner Sunset NCD</i>
1763/	002, 020-027, 023A, 030-036, 036A, 039, 044-045		
1764/	001, 004-017, 009A, 020-021, 039-040, 042, 044-045		
1765/	001, 038-040, 039A, 043-044		
1766/	001, 001A, 043-050		
1767/	001, 033, 041-043, 041A, 041B		
1769/	046-050		
1770/	001, 034, 036-042		
1771/	041, 043, 045-048, 051-052		
1772/	001, 008-013, 008A, 015		
1774/	001		
1844/	001, 043-048		

Assessor's Block	Lots	Use Districts to be Superseded	Use Districts to be Approved
		<i>RH-2, NC-2</i>	<i>Inner Sunset NCD</i>
1845/	001, 042-044, 051-052		
1846/	043		

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:


JUDITH A. BOYAJIAN

Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001425

Date Passed:

Ordinance adopting changes in property use classification by amending the Zoning Map of the City and County of San Francisco for the area generally bounded by Fifth Avenue, Nineteenth Avenue, Kirkham Street and Lincoln Way.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Ammiano, Brown

November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 1 - Yee

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on November 6, 2000 by the Board of Supervisors of the City and County of San Francisco.

Date Approved

Gloria L. Young
Clerk of the Board

Mayor Willie L. Brown Jr.

[Zoning -- Inner Sunset Neighborhood Commercial District]

AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE
(PLANNING CODE) BY ADDING SECTION 730.1 TO CREATE THE INNER SUNSET
NEIGHBORHOOD COMMERCIAL DISTRICT, CONSISTING OF THE NC-2 DISTRICT
BOUNDED BY FIFTH AVENUE, NINETEENTH AVENUE, KIRKHAM STREET AND
LINCOLN WAY; BY AMENDING SECTION 121.1 (DEVELOPMENT OF LARGE LOTS),
SECTION 121.2 (USE SIZE LIMITS), SECTION 124 (BASIC FLOOR AREA RATIO),
SECTION 135 (USABLE OPEN SPACE), SECTION 201 (CLASSES OF USE DISTRICTS),
SECTION 207.4 (DENSITY OF DWELLING UNITS), SECTION 208 (DENSITY
LIMITATION FOR GROUP HOUSING), SECTION 607.1 (NEIGHBORHOOD
COMMERCIAL DISTRICTS) AND SECTION 702.1 (NEIGHBORHOOD COMMERCIAL
DISTRICTS); ADOPTING FINDINGS PURSUANT TO PLANNING CODE SECTION 101.1.

Note: Additions are underlined; deletions are in ((double parenthese)).

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) General Findings.

In 1986, Planning Code Section 101.1 was adopted by the voters as an Initiative Ordinance known as Proposition M. Planning Code Section 101.1 recognizes preservation of neighborhood commercial character as an important and necessary goal. Preservation of neighborhood commercial character also is expressed in Objective 6 of the Commerce and Industry Element of the San Francisco General Plan.

DOCUMENTS DEPT

1 Planning controls implemented in the City's Neighborhood Commercial Districts ("NCDs")
2 recognize that certain uses which traditionally have been permitted to locate in neighborhood
3 commercial areas can be beneficial to the NCDs in small or limited numbers, but can disrupt the
4 balanced mix of neighborhood-serving retail stores and services if allowed to proliferate. Earlier
5 legislative enactments by this Board prohibited undesirable overconcentration of uses, such as food
6 establishments and bars, by implementing controls on the establishment of these uses.

7 The Inner Sunset neighborhood, consisting of the NC-2 district bounded by Lincoln Way on
8 the north, Fifth Avenue on the east, Kirkham Street on the south, and Nineteenth Avenue on the
9 west, has a unique neighborhood character which is threatened by a proliferation of commercial
10 uses that are not in keeping with the neighborhood-serving character of the area.

11 This legislation is intended to create an Inner Sunset Neighborhood Commercial District
12 and to provide a comprehensive and flexible zoning system for the Inner Sunset Neighborhood
13 Commercial District which is consistent with the objectives and policies set forth in the San
14 Francisco General Plan.

15 The amendment of these zoning controls is necessary to preserve the status quo, if not
16 to improve the status quo, and follows a study and a determination by the Department of City
17 Planning and the Board of Supervisors of the appropriate permanent controls for uses in and
18 about the Inner Sunset Neighborhood Commercial District.

19 These controls are intended and designed to deal with and ameliorate the problems and
20 conditions associated with the proliferation of commercial establishments in and about the Inner
21 Sunset Neighborhood Commercial District.

22 (b) Priority Policy Findings. Pursuant to Section 101.1 of the Planning Code, the Board of
23 Supervisors made the following findings:

- (1) The legislation is consistent with Priority Policy 1 in that it would encourage the retention of neighborhood serving businesses which provide employment and ownership opportunities for local residents by promoting health Neighborhood Commercial Districts.
- (2) The legislation is consistent with Priority Policy 2 in that prohibiting additional establishments selling off-sale liquor in areas already impacted by these uses or making them conditional uses would enhance the image of the neighborhood and help preserve the character of the residential development in these areas.
- (3) The legislation is consistent with Priority Policy 3 in that it would not effect affordability of housing.
- (4) The legislation is consistent with Priority Policy 4 in that it would not effect commuter traffic or Muni transit service.
- (5) The legislation is consistent with Priority Policy 5 in that it would not encourage the intrusion of commercial office development.
- (6) The legislation is consistent with Priority Policy 6 in that the proposal would not effect seismic safety standards.
- (7) The legislation is consistent with Priority Policy 7 in that it would not change the rules regarding landmarks and historic buildings but would help provide an appropriate environment for them.
- (8) The legislation is consistent with Priority Policy 8 in that it would not effect parks and open spaces.

Section 2.

The San Francisco Planning Code is hereby amended by amending Sections 121.1,

1 121.2, 124, 134, and 135 and by adding Section 730.1 to read as follows:

2 **SEC. 730.1. INNER SUNSET NEIGHBORHOOD COMMERCIAL DISTRICT.**

3 The Inner Sunset Neighborhood Commercial District is located in the Inner Sunset
4 neighborhood, consisting of the NC-2 district bounded by Lincoln Way on the north, Fifth
5 Avenue on the east, Kirkham Street on the south, and Nineteenth Avenue on the west. The
6 shopping area provides convenience goods and services to local Inner Sunset residents, as well as
7 comparison shopping goods and services to a larger market area. The commercial district is also
8 frequented by users of Golden Gate Park on weekends and by City residents for its eating,
9 drinking, and entertainment places. Numerous housing units establish the district's mixed
10 residential-commercial character.

11 The Inner Sunset District controls are designed to protect the existing building scale and
12 promote new mixed-use development which is in character with adjacent buildings. The building
13 standards regulate large-lot and use development and protect rear yards above the ground story
14 and at residential levels. To promote the prevailing mixed-use character, most commercial uses
15 are directed primarily to the ground story with some upper-story restrictions in new buildings. In
16 order to maintain the balanced mix and variety of neighborhood-serving commercial uses and
17 regulate the more intensive commercial uses which can generate congestion and nuisance
18 problems, special controls prohibit additional eating and drinking uses, restrict expansion and
19 intensification of existing eating and drinking establishments, and limit entertainment and tourist
20 hotels. Prohibitions of most automobile and drive-up uses protect the district's continuous retail
21 frontage.

22 Housing development in new buildings is encouraged above the ground story. Existing

residential units are protected by prohibition of upper-story conversions and limitations on demolitions.

SEC. 730

INNER SUNSET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

			Inner Sunset
No.	Zoning Category	§ References	Controls

BUILDING STANDARDS

730.1	Height and Bulk Limit	§§ 102.12, 105, 106, 250-252, 260, 270, 271	40-X
730.11	Lot Size [Per Development]	§§ 790.56, 121.1	P up to 4,999 sq. ft.; C 5,000 sq. ft. & above § 121.1
730.12	Rear Yard	§§ 130, 134, 136	Required at grade level and above § 134 (a) (e)
730.13	Street Frontage		Required § 145.1
730.14	Awning	§ 790.20	P § 136.1(a)
730.15	Canopy	§ 790.26	P § 136.1(b)
730.16	Marquee	§ 790.58	P § 136.1(c)
730.17	Street Trees		Required § 143

COMMERCIAL AND INSTITUTIONAL STANDARDS AND USES

730.2	Floor Area Ratio	§§ 102.9, 102.11, 123	1.8 to 1 § 124 (a) (b)
730.21	Use Size [Non-Residential]	§ 790.130	P up to 2,499 sq. ft.; C 2,500 sq. ft. & above § 121.2

1	<u>730.22</u>	<u>Off-Street Parking, Commercial/Institutional</u>	<u>§§ 150, 153-157, 159-160, 204.5</u>	<u>Generally, none required if occupied floor area is less than 5000 sq. ft. §§ 151, 161(g)</u>		
2	<u>730.23</u>	<u>Off-Street Freight Loading</u>	<u>§§ 150, 153-155, 204.5</u>	<u>Generally, none required if gross floor area is less than 10,000 sq. ft. §§ 152, 161(b)</u>		
3	<u>730.24</u>	<u>Outdoor Activity Area</u>	<u>§ 790.70</u>	<u>P if located in front; C if located elsewhere § 145.2(a)</u>		
4	<u>730.25</u>	<u>Drive-Up Facility</u>	<u>§ 790.30</u>			
5	<u>730.26</u>	<u>Walk-Up Facility</u>	<u>§ 790.140</u>	<u>P if recessed 3 ft.; C if not recessed § 145.2(b)</u>		
6	<u>730.27</u>	<u>Hours of Operation</u>	<u>§ 790.48</u>	<u>P 6 a.m. - 2 a.m.; C 2 a.m. - 6 a.m.</u>		
7	<u>730.3</u>	<u>General Advertising Sign</u>	<u>§§ 262, 602-604, 608, 609</u>			
8	<u>730.31</u>	<u>Business Sign</u>	<u>§§ 262, 602-604, 608, 609</u>	<u>P § 607.1 (f) 2</u>		
9	<u>730.32</u>	<u>Other Signs</u>	<u>§§ 262, 602-604, 608, 609</u>	<u>P § 607.1(c)(d)(g)</u>		

			Controls by Story		
		§ 790.118	1 st	2 nd	3 rd ±
730.38	Residential Conversion	§ 790.84	P		
730.39	Residential Demolition	§ 790.86	P	C	C

RETAIL SALES AND SERVICES

<u>730.40</u>	<u>Other Retail Sales and Services</u> <u>[Not Listed Below]</u>	<u>§ 790.102</u>	<u>P</u>	<u>C</u>		
<u>730.41</u>	<u>Bar</u>	<u>§ 790.22</u>	<u>C#</u>			
<u>730.42</u>	<u>Full-Service Restaurant</u>	<u>§ 790.92</u>	<u>C#</u>			
<u>730.43</u>	<u>Large Fast Food Restaurant</u>	<u>§ 790.90</u>				
<u>730.44</u>	<u>Small Self-Service Restaurant</u>	<u>§ 790.91</u>	<u>C</u>			

730.45	<u>Liquor Store</u>	<u>§ 790.55</u>			
730.46	<u>Movie Theater</u>	<u>§ 790.64</u>	<u>P</u>		
730.47	<u>Adult Entertainment</u>	<u>§ 790.36</u>			
730.48	<u>Other Entertainment</u>	<u>§ 790.38</u>	<u>C</u>		
730.49	<u>Financial Service</u>	<u>§ 790.110</u>	<u>P</u>		
730.50	<u>Limited Financial Service</u>	<u>§ 790.112</u>	<u>P</u>		
730.51	<u>Medical Service</u>	<u>§ 790.114</u>	<u>C</u>	<u>C</u>	
730.52	<u>Personal Service</u>	<u>§ 790.116</u>	<u>P</u>	<u>C</u>	
730.53	<u>Business or Professional Service</u>	<u>§ 790.108</u>	<u>P</u>	<u>C</u>	
730.54	<u>Massage Establishment</u>	<u>§ 790.60</u> <u>§ 2700 Police Code</u>	<u>C</u>		
730.55	<u>Tourist Hotel</u>	<u>§ 790.46</u>	<u>C</u>	<u>C</u>	
730.56	<u>Automobile Parking</u>	<u>§§ 790.8, 156, 160</u>	<u>C</u>	<u>C</u>	<u>C</u>
730.57	<u>Automotive Gas Station</u>	<u>§ 790.14</u>			
730.58	<u>Automotive Service Station</u>	<u>§ 790.17</u>			
730.59	<u>Automotive Repair</u>	<u>§ 790.15</u>	<u>C</u>		
730.60	<u>Automotive Wash</u>	<u>§ 790.18</u>			
730.61	<u>Automobile Sale or Rental</u>	<u>§ 790.12</u>			
730.62	<u>Animal Hospital</u>	<u>§ 790.6</u>	<u>C</u>		
730.63	<u>Ambulance Service</u>	<u>§ 790.2</u>			
730.64	<u>Mortuary</u>	<u>§ 790.62</u>			
730.65	<u>Trade Shop</u>	<u>§ 790.124</u>	<u>P</u>		
730.66	<u>Storage</u>	<u>§ 790.117</u>			

INSTITUTIONAL AND NON-RETAIL SALES AND SERVICES

730.7	<u>Administrative Service</u>	<u>§ 790.106</u>			
730.8	<u>Hospital or Medical Center</u>	<u>§ 790.44</u>			
730.81	<u>Other Institutions, Large</u>	<u>§ 790.50</u>	<u>P</u>	<u>C</u>	<u>C</u>
730.82	<u>Other Institutions, Small</u>	<u>§ 790.51</u>	<u>P</u>	<u>P</u>	<u>P</u>
730.83	<u>Public Use</u>	<u>§ 790.80</u>	<u>C</u>	<u>C</u>	<u>C</u>

RESIDENTIAL STANDARDS AND USES

730.9	Residential Use	§ 790.88	P	P	P
730.91	Residential Density, Dwelling Units	§§ 207, 207.1, 790.88 (a)	Generally, 1 unit per 800 sq. ft. lot area § 207.4		
730.92	Residential Density, Group Housing	§§ 207.1, 790.88 (b)	Generally, 1 bedroom per 275 sq. ft. lot area § 208		
730.93	Usable Open Space <i>[Per Residential Unit]</i>	§§ 135, 136	Generally, either 100 sq. ft. if private, or 133 sq. ft. if common § 135 (d)		
730.94	Off-Street Parking, Residential	§§ 150, 153-157, 159-160, 204.5	Generally, 1 space for each dwelling unit §§ 151, 161(a) (g)		
730.95	Community Residential Parking	§ 790.10	C	C	C

SEC. 121.1. DEVELOPMENT OF LARGE LOTS, NEIGHBORHOOD COMMERCIAL

DISTRICTS. In order to promote, protect, and maintain a scale of development which is appropriate to each district and compatible with adjacent buildings, new construction or significant enlargement of existing buildings on lots of the same size or larger than the square footage stated in the table below shall be permitted only as conditional uses subject to the provisions set forth in Sections 316 through 316.8 of this Code.

	District	Lot Size Limit
NC-1,	]	
Broadway,	]	

1	Castro Street,	]	
2	Inner Clement Street,	]	
3	<u>Inner Sunset</u>	]	
4	Outer Clement Street,	]	
5	Upper Fillmore Street,	]	
6	Haight Street,	]	5,000 sq. ft.
7	North Beach,	]	
8	Sacramento Street,	]	
9	Union Street,	]	
10	24th Street-Mission,	]	
11	24th Street-Noe Valley,	]	
12	West Portal Avenue	]	
13			
14	NC-2,	]	
15	NC-3,	]	
16	Hayes-Gough,	]	10,000 sq. ft.
17	Upper Market Street,	]	
18	Polk Street,	]	
19	Valencia Street	]	

In addition to the criteria of Section 303(c) of this Code, the City Planning Commission shall consider the extent to which the following criteria are met:

- (1) The mass and facade of the proposed structure are compatible with the existing scale of the district.
- (2) The facade of the proposed structure is compatible with design features of adjacent facades that contribute to the positive visual quality of the district. (Added by Ord. 69-87, App. 3/13/87)

SEC. 121.2. USE SIZE LIMITS (NON-RESIDENTIAL), NEIGHBORHOOD COMMERCIAL DISTRICTS.

(a) In order to protect and maintain a scale of development appropriate to each district, nonresidential uses of the same size or larger than the square footage stated in the table below may be permitted only as conditional uses subject to the provisions set forth in Sections 316 through 316.8 of this Code. The use area shall be measured as the gross floor area for each individual nonresidential use.

District	Use Size Limits
North Beach	2,000 sq. ft.

1	Castro Street,	]	
2	Inner Clement Street,	]	
3	<u>Inner Sunset</u>	]	
4	Outer Clement Street,	]	
5	Upper Fillmore Street,	]	
6	Haight Street,	]	2,500 sq. ft.
7	Sacramento Street,	]	
8	Union Street,	]	
9	24th Street-Mission,	]	
10	24th Street-Noe Valley,	]	
11	West Portal Avenue	]	
12			
13	NC-1,	]	
14	Broadway,	]	
15	Hayes-Gough,	]	3,000 sq. ft.
16	Upper Market Street,	]	
17	Polk Street,	]	
18	Valencia Street	]	
19			

NC-2

4,000 sq. ft.

NC-3,

]

6,000 sq. ft.

NC-S

]

In addition to the criteria of Section 303(c) of this Code, the Commission shall consider the extent to which the following criteria are met:

(1) The intensity of activity in the district is not such that allowing the larger use will be likely to foreclose the location of other needed neighborhood-serving uses in the area.

(2) The proposed use will serve the neighborhood, in whole or in significant part, and the nature of the use requires a larger size in order to function.

(3) The building in which the use is to be located is designed in discrete elements which respect the scale of development in the district.

(b) In order to protect and maintain a scale of development appropriate to each district, nonresidential uses which exceed the square footage stated in the table below shall not be permitted, except that in the North Beach Neighborhood Commercial District, this Subsection 121.2(b) shall not apply to a Movie Theater Use as defined in Section 790.64 or Other Entertainment use as defined in Section 790.38 in a building existing prior to November 1, 1999 that was originally constructed as a multi-story, single-tenant commercial occupancy. The use area shall be measured as the gross floor area for each individual nonresidential use.

District	Use Size Limits
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West Portal Avenue	4,000 sq. ft.
--------------------	---------------

North Beach	4,000 sq. ft.
-------------	---------------

(Added by Ord. 69-87, App. 3/13/87; amended by Ord. 445-87, App. 11/12/87; Ord 312-99, App. 12/3/99)

SEC. 124. BASIC FLOOR AREA RATIO.

(a) Except as provided in Subsections (b), (c) and (e) of this Section, the basic floor area ratio limits specified in the following table shall apply to each building or development in the districts indicated.

TABLE 124

BASIC FLOOR AREA RATIO LIMITS

District	Basic Floor Area Ratio Limit
RH-1(D), RH-1, RH-1(S), RH-2, RH-3, RM-1, RM-2	1.8 to 1
RM-3	3.6 to 1
RM-4	4.8 to 1

1	RC-1, RC-2		1.8 to 1
2	RC-3		3.6 to 1
3	RC-4		4.8 to 1
4	RED		1.0 to 1
5	RSD, SPD		1.8 to 1
6			
7	NC-1,	]	
8	NC-S,	]	
9	Inner Clement,	]	
10	<u>Inner Sunset</u>	]	
11	Outer Clement,	]	
12	Haight,	]	1.8 to 1
13	North Beach,	]	
14	Sacramento,	]	
15	24th Street, Noe Valley,	]	
16	West Portal	]	
17			
18	NC-2,	]	
19	Broadway,	]	

1	Upper Fillmore,	]	2.5 to 1
2	Polk,	]	
3	Valencia,	]	
4	24th Street,Mission	]	
5			
6	Castro,	]	
7	Hayes-Gough,	]	3.0 to 1
8	Upper Market,	]	
9	Union	]	
10			
11	NC-3		3.6 to 1
12	Chinatown R/NC		1.0 to 1
13	Chinatown VR		2.0 to 1
14	Chinatown CB		2.8 to 1
15			
16	C-1, C-2		3.6 to 1
17	C-2-C		4.8 to 1
18	C-3-C		6.0 to 1

1	C-3-R	6.0 to 1
2	C-3-G	6.0 to 1
3	C-3-S	5.0 to 1
4	C-3-0 (SD)	6.0 to 1
5	C-M	9.0 to 1
6	M-1, M-2	5.0 to 1
7	SLR, SLI	2.5 to 1
8	SSO and in a 40 or 50 foot height district	3.0 to 1
9	SSO and in a 65 or 80 foot height district	4.0 to 1
10	SSO and in a 130 foot height district	4.5 to 1

11

12 (b) In R, NC, and Mixed Use Districts, the above floor area ratio limits shall not apply to
13 dwellings or to other residential uses. In NC Districts, the above floor area ratio limits shall also not
14 apply to nonaccessory off-street parking. In Chinatown Mixed Use Districts, the above floor area
15 ratio limits shall not apply to institutions, and mezzanine commercial space shall not be calculated as
16 part of the floor area ratio.

17 (c) In a C-2 District the basic floor area ratio limit shall be 4.8 to 1 for a lot which is nearer to
18 an RM-4 or RC-4 District than to any other R District, and 10.0 to 1 for a lot which is nearer to a C-3
19 District than to any R District. The distance to the nearest R District or C-3 District shall be
20 measured from the midpoint of the front line, or from a point directly across the street therefrom,

1 whichever gives the greatest ratio.

2 (d) In the Van Ness Special Use District, as described in Section 243 of this Code, the basic
3 floor area ratio limit shall be 7.0 to 1 where the height limit is 130 feet and 4.5 to 1 where the height
4 limit is 80 feet.

5 (e) In the Waterfront Special Use Districts, as described in Sections 240 through 240.3 of this
6 Code, the basic floor area ratio limit in any C District shall be 5.0 to 1.

7 (f) For buildings in C-3-G and C-3-S Districts other than those designated as Significant or
8 Contributory pursuant to Article 11 of this Code, additional square footage above that permitted by
9 the base floor area ratio limits set forth above may be approved for construction of dwellings on the
10 site of the building affordable for 20 years to households whose incomes are within 150 percent of the
11 median income as defined herein, in accordance with the conditional use procedures and criteria as
12 provided in Section 303 of this Code.

13 (1) Any dwelling approved for construction under this provision shall be deemed a
14 "designated unit" as defined below. Prior to the issuance by the Director of the Department of
15 Building Inspection (Director of Building Inspection) of a site or building permit to construct any
16 designated unit subject to this Section, the permit applicant shall notify the Director of Planning and
17 the Director of Property in writing whether the unit will be an owned or rental unit as defined in
18 Section 313(a) of this Code.

19 (2) Within 60 days after the issuance by the Director of Building Inspection of a site or
20 building permit for construction of any unit intended to be an owned unit, the Director of Planning
21 shall notify the City Engineer in writing identifying the intended owned unit, and the Director of
22 Property shall appraise the fair market value of such unit as of the date of the appraisal, applying

1 accepted valuation methods, and deliver a written appraisal of the unit to the Director of Planning and
2 the permit applicant. The permit applicant shall supply all information to the Director of Property
3 necessary to appraise the unit, including all plans and specifications.

4 (3) Each designated unit shall be subject to the provisions of Section 313(i) of this Code.
5 For purposes of this Subsection and the application of Section 313(i) of this Code to designated units
6 constructed pursuant to this Subsection, the definitions set forth in Section 313(a) shall apply, with
7 the exception of the following definitions, which shall supersede the definitions of the terms set forth
8 in Section 313(a):

9 (A) "Base price" shall mean 3.25 times the median income for a family of four persons
10 for the County of San Francisco as set forth in California Administrative Code Section 6932 on the
11 date on which a housing unit is sold.

12 (B) "Base rent" shall mean .45 times the median income for the County of San
13 Francisco as set forth in California Administrative Code Section 6932 for a family of a size equivalent
14 to the number of persons residing in a household renting a designated unit.

15 (C) "Designated unit" shall mean a housing unit identified and reported to the Director
16 by the sponsor of an office development project subject to this Subsection as a unit that shall be
17 affordable to households of low or moderate income for 20 years.

18 (D) "Household of low or moderate income" shall mean a household composed of one
19 or more persons with a combined annual net income for all adult members which does not exceed 150
20 percent of the qualifying limit for a median income family of a size equivalent to the number of
21 persons residing in such household, as set forth for the County of San Francisco in California
22 Administrative Code Section 6932.

1 (E) "Sponsor" shall mean an applicant seeking approval for construction of a project
2 subject to this Subsection and such applicants' successors and assigns.

3 (g) The allowable gross floor area on a lot which is the site of an unlawfully demolished
4 building that is governed by the provisions of Article 11 shall be the gross floor area of the
5 demolished building for the period of time set forth in, and in accordance with the provisions of,
6 Section 1114 of this Code, but not to exceed the basic floor area permitted by this Section.

7 (h) In calculating the permitted floor area of a new structure in a C-3 District, the lot on which
8 an existing structure is located may not be included unless the existing structure and the new structure
9 are made part of a single development complex, the existing structure is or is made architecturally
10 compatible with the new structure, and, if the existing structure is in a Conservation District, the
11 existing structure meets or is made to meet the standards of Section 1109(c), and the existing
12 structure meets or is reinforced to meet the standards for seismic loads and forces of the 1975
13 Building Code. Determinations under this Paragraph shall be made in accordance with the provisions
14 of Section 309.

15 (i) In calculating allowable gross floor area on a preservation lot from which any TDRs have
16 been transferred pursuant to Section 128, the amount allowed herein shall be decreased by the
17 amount of gross floor area transferred.

18 (j) Within any RSD, SPD, SLR, SLI or SSO District, live/work units constructed above the
19 Floor Area Ratio limit pursuant to Section 102.9(b)(19) of this Code shall be subject to the following
20 conditions and standards:

21 (1) Considering all dwelling units and all live/work units on the lot, existing and to be
22 constructed, there shall be no more than one live/work unit and/or dwelling unit per 200 square feet

of lot area, except that, for projects in the RSD District which will exceed 40 feet in height, and therefore are required to obtain conditional use approval, the allowable density for dwelling units and live/work units shall be established as part of the conditional use determination; and

(2) The parking requirement for live/work units subject to this subsection shall be equal to that required for dwelling units within the subject district. (Amended by Ord. 414-85, App. 9/17/85; Ord. 69-87, App. 3/13/87; Ord. 131-87, App. 4/24/87; Ord. 445-87, App. 11/12/87; Ord. 537-88, App. 12/16/88; Ord. 115-90, App. 4/6/90; Ord. 15-98, App. 1/16/98)

SEC. 134. REAR YARDS, R, NC, C, SPD, M, RSD, SLR, SLI AND SSO DISTRICTS. The rear yards requirements established by this Section 134 shall apply to every building in an R, NC-1, NC-2 District or Individual Neighborhood Commercial District as noted in Subsection (a) except those buildings which contain only single room occupancy (SRO) or live/work units and except in Bernal Heights Special Use District to the extent these provisions are inconsistent with the requirements set forth in Section 242 of this Code. With the exception of dwellings in the south of Market base area, containing only SRO units the rear yard requirement of this Section 134 shall also apply to every dwelling in a(n) SPD, RSD, SLR, SLI, SSO, NC-2, NC-3, Individual Neighborhood Commercial District as noted in Subsection (a), C or M District. Rear yards shall not be required in NC-S Districts. These requirements are intended to assure the protection and continuation of established midblock, landscaped open spaces, and maintenance of a scale of development appropriate to each district, consistent with the location of adjacent buildings.

(a) Basic Requirements. The basic rear yard requirements shall be as follows for the districts indicated:

(1) RH-1(D), RH-1, RH-1(S), RM-3, RM-4, RC-1, RC-2, RC-3, RC-4, NC, C, M, RED, SPD, RSD, SLR, SLI and SSO Districts. The minimum rear yard depth shall be equal to 25 percent of the total depth of the lot on which the building is situated, but in no case less than 15 feet. For buildings containing only SRO units in the South of Market base area, the minimum rear yard depth shall be equal to 25 percent of the total depth of the lot on which the building is situated, but the required rear yard of SRO buildings not exceeding a height of 65 feet shall be reduced in specific situations as described in Subsection (c) below.

(A) RH-1(D), RH-1, RH-1(S), RM-3, RM-4, RC-1, NC-1, Inner Sunset, Outer Clement Street, Haight Street, Sacramento Street, 24th Street-Noe Valley, and West Portal Avenue Districts. Rear yards shall be provided at grade level and at each succeeding level or story of the building.

(B) NC-2, Castro Street, Inner Clement Street, Upper Fillmore Street, North Beach, Union Street, Valencia Street, 24th Street-Mission Districts. Rear yards shall be provided at the second story, and at each succeeding story of the building, and at the first story if it contains a dwelling unit.

[FIGURE]

(C) RC-2, RC-3, RC-4, NC-3, Broadway, Hayes-Gough, Upper Market Street, Polk Street, C, M, RED, SPD, RSD, SLR, SLI and SSO Districts. Rear yards shall be provided at the lowest story containing a dwelling unit, and at each succeeding level or story of the building.

(2) RH-2, RH-3, RM-1 and RM-2 Districts. The minimum rear yard depth shall be equal to 45 percent of the total depth of the lot on which the building is situated, except to the extent that a reduction in this requirement is permitted by Subsection (c) below. Rear yards shall be provided at grade level and at each succeeding level or story of the building.

[FIGURE]

(b) Permitted Obstructions. Only those obstructions specified in Section 136 of this Code shall be permitted in a required rear yard, and no other obstruction shall be constructed, placed or maintained within any such yard. No motor vehicle, trailer, boat or other vehicle shall be parked or stored within any such yard, except as specified in Section 136.

(c) Reduction of Requirements in RH-2, RH-3, RM-1 and RM-2 Districts. The rear yard requirement stated in Paragraph (a)(2) above, for RH-2, RH-3, RM-1 and RM-2 Districts, and as stated in Paragraph (a)(1) above, for Single Room Occupancy Buildings in the South of Market base area not exceeding a height of 65 feet, shall be reduced in specific situations as described in this Subsection (c), based upon conditions on adjacent lots. Except for those SRO buildings referenced above in this paragraph whose rear yard can be reduced in the circumstances described in Subsection (c) to a 15 foot minimum. Under no circumstances shall the minimum rear yard be thus reduced to less than a depth equal to 25 percent of the total depth of the lot on which the building is situated, or to less than 15 feet, whichever is greater.

(1) General Rule. In such districts, the forward edge of the required rear yard shall be reduced to a line on the subject lot, parallel to the rear lot line of such lot, which is an average

1 between the depths of the rear building walls of the two adjacent buildings. Except for single room
2 occupancy buildings in the South of Market base area. that in any case in which a rear yard
3 requirement is thus reduced, the last 10 feet of building depth thus permitted on the subject lot shall
4 be limited to a height of 30 feet, measured as prescribed by Section 260 of this Code, or to such lesser
5 height as may be established by Section 261 of this Code.

6
7 [FIGURE]
8

9 (2) Alternative Method of Averaging. If, under the rule stated in Paragraph (c)(1) above, a
10 reduction in the required rear yard is permitted, the reduction may alternatively be averaged in an
11 irregular manner; provided that the area of the resulting reduction shall be no more than the product
12 of the width of the subject lot along the line established by Paragraph (c)(1) above times the reduction
13 in depth of rear yard permitted by Paragraph (c)(1); and provided further that all portions of the open
14 area on the part of the lot to which the rear yard reduction applies shall be directly exposed laterally to
15 the open area behind the adjacent building having the lesser depth of its rear building wall.

16
17 [FIGURE]
18

19 (3) Method of Measurement. For purposes of this Subsection (c), an "adjacent building"
20 shall mean a building on a lot adjoining the subject lot along a side lot line. In all cases the location of
21 the rear building wall of an adjacent building shall be taken as the line of greatest depth of any portion

1 of the adjacent building which occupies at least 1/2 the width between the side lot lines of the lot on
2 which such adjacent building is located, and which has a height of at least 20 feet above grade, or two
3 stories, whichever is less, excluding all permitted obstructions listed for rear yards in Section 136 of
4 this Code. Where a lot adjoining the subject lot is vacant, or contains no dwelling or group housing
5 structure, or is located in an RH-1(D), RH-1, RH-1(S), RM-3, RM-4, RC, RED, SPD, RSD, SLR,
6 SLL, SSO, NC, C, M or P District, such adjoining lot shall, for purposes of the calculations in this
7 Subsection (c), be considered to have an adjacent building upon it whose rear building wall is at a
8 depth equal to 75 percent of the total depth of the subject lot.

9 (4) Applicability to Special Lot Situations. In the following special lot situations, the
10 general rule stated in Paragraph (c)(1) above shall be applied as provided in this Paragraph (c)(4), and
11 the required rear yard shall be reduced if conditions on the adjacent lot or lots so indicate and if all
12 other requirements of this Section 134 are met.

13 (A) Corner Lots and Lots at Alley Intersections. On a corner lot as defined by this
14 Code, or a lot at the intersection of a street and an alley or two alleys, the forward edge of the
15 required rear yard shall be reduced to a line on the subject lot which is at the depth of the rear
16 building wall of the one adjacent building.

17
18 [FIGURE]

19
20 (B) Lots Abutting Properties with Buildings that Front on Another Street or Alley. In
21 the case of any lot that abuts along one of its side lot lines upon a lot with a building that fronts on
22 another street or alley, the lot on which it so abuts shall be disregarded, and the forward edge of the

1 required rear yard shall be reduced to a line on the subject lot which is at the depth of the rear
2 building wall of the one adjacent building fronting on the same street or alley. In the case of any lot
3 that abuts along both its side lot lines upon lots with buildings that front on another street or alley,
4 both lots on which it so abuts shall be disregarded, and the minimum rear yard depth for the subject
5 lot shall be equal to 25 percent of the total depth of the subject lot, or 15 feet, whichever is greater.

6
7 [FIGURE]

8
9 (C) Through Lots Abutting Properties that Contain Two Buildings. Where a lot is a
10 through lot having both its front and its rear lot line along streets, alleys, or a street and an alley, and
11 both adjoining lots are also through lots, each containing two dwellings or group housing structures
12 that front at opposite ends of the lot, the subject through lot may also have two buildings according to
13 such established pattern, each fronting at one end of the lot, provided all the other requirements of
14 this Code are met. In such cases the rear yard required by this Section 134 for the subject lot shall be
15 located in the central portion of the lot, between the two buildings on such lot, and the depth of the
16 rear wall of each building from the street or alley on which it fronts shall be established by the average
17 of the depths of the rear building walls of the adjacent buildings fronting on that street or alley. In no
18 case, however, shall the total minimum rear yard for the subject lot be thus reduced to less than a
19 depth equal to 25 percent of the total depth of the subject lot, or to less than 15 feet, whichever is
20 greater. Furthermore, in all cases in which this Subparagraph (c)(4)(C) is applied, the requirements of
21 Section 132 of this Code for front setback areas shall be applicable along both street or alley frontages
22 of the subject through lot.

(d) Reduction of Requirements in C-3 Districts. In C-3 Districts, an exception to the rear yard requirements of this Section may be allowed, in accordance with the provisions of Section 309, provided that the building location and configuration assure adequate light and air to windows within the residential units and to the usable open space provided.

(e) Modification of Requirements in NC and South of Market Districts. The rear yard requirements in NC and South of Market Districts may be modified or waived in specific situations as described in this Subsection (e).

(1) General. The rear yard requirement in NC Districts may be modified or waived by the Zoning Administrator pursuant to the procedures which are applicable to variances, as set forth in Sections 306.1 through 306.5 and 308.2, in the case of NC Districts, and in accordance with Section 307(g), in the case of South of Market Districts if all of the following criteria are met for both NC and South of Market Districts:

(A) Residential uses are included in the new or expanding development and a comparable amount of usable open space is provided elsewhere on the lot or within the development where it is more accessible to the residents of the development; and

(B) The proposed new or expanding structure will not significantly impede the access of light and air to and views from adjacent properties; and

(C) The proposed new or expanding structure will not adversely affect the interior block open space formed by the rear yards of adjacent properties.

(2) Corner Lots and Lots at Alley Intersections. On a corner lot as defined by this Code, or on a lot at the intersection of a street and an alley of at least 25 feet in width, the required rear yard may be substituted with an open area equal to 25 percent of the lot area which is located at the same levels as the required rear yard in an interior corner of the lot, an open area between two or more buildings on the lot, or an inner court, as defined by this Code, provided that the Zoning Administrator determines that all of the criteria described below in this Paragraph are met.

(A) Each horizontal dimension of the open area shall be a minimum of 15 feet.

(B) The open area shall be wholly or partially contiguous to the existing midblock open space formed by the rear yards of adjacent properties.

(C) The open area will provide for the access to light and air to and views from adjacent properties.

(D) The proposed new or expanding structure will provide for access to light and air from any existing or new residential uses on the subject property.

The provisions of this Paragraph 2 of Subsection (e) shall not preclude such additional conditions as are deemed necessary by the Zoning Administrator to further the purposes of this Section.

[FIGURE]

(f) Reduction of Requirements in the North of Market Residential Special Use District. The rear yard requirement may be substituted with an equivalent amount of open space situated anywhere

on the site, provided that the Zoning Administrator determines that all of the following criteria are met:

(1) The substituted open space in the proposed new or expanding structure will improve the access of light and air to and views from existing abutting properties; and

(2) The proposed new or expanding structure will not adversely affect the interior block open space formed by the rear yards of existing abutting properties.

This provision shall be administered pursuant to the notice and hearing procedures which are applicable to variances as set forth in Sections 306.1 through 306.5 and 308.2. (Amended by Ord. 414-85, App. 9/17/85; Ord. 532-85, App. 12/4/85; Ord. 69-87, App. 3/13/87; Ord. 412-88, App. 9/10/88; Ord. 115-90, App. 4/6/90; Ord. 32-91, App. 1/25/91), App. 11/4/94, Ord. 368-94.

SEC. 135. USABLE OPEN SPACE FOR DWELLING UNITS AND GROUP HOUSING, R, NC, MIXED USE, C, AND M DISTRICTS. Except as provided in Sections 134.1, 172 and 188 of this Code, usable open space shall be provided for each dwelling and each group housing structure in R, NC, C, Mixed Use, and M Districts according to the standards set forth in this Section.

(a) Character of Space Provided. Usable open space shall be composed of an outdoor area or areas designed for outdoor living, recreation or landscaping, including such areas on the ground and on decks, balconies, porches and roofs, which are safe and suitably surfaced and screened, and which conform to the other requirements of this Section. Such area or areas shall be on the same lot as the dwelling units (or bedrooms in group housing) they serve, and shall be designed and oriented in a manner that will make the best practical use of available sun and other climatic advantages. "Private usable open space" shall mean an area or areas private to and designed for use by only one dwelling

unit (or bedroom in group housing). "Common usable open space" shall mean an area or areas designed for use jointly by two or more dwelling units (or bedrooms in group housing). In the Rincon Hill Special Use District, Residential Subdistrict, open space shall be provided as specified in Section 249.1(c)(4).

(b) Access. Usable open space shall be as close as is practical to the dwelling unit (or bedroom in group housing) for which it is required, and shall be accessible from such dwelling unit or bedroom as follows:

(1) Private usable open space shall be directly and immediately accessible from such dwelling unit or bedroom; and shall be either on the same floor level as such dwelling unit or bedroom, with no more than one story above or below such floor level with convenient private access.

(2) Common usable open space shall be easily and independently accessible from such dwelling unit or bedroom, or from another common area of the building or lot.

(c) Permitted Obstructions. In the calculation of either private or common usable open space, those obstructions listed in Sections 136 and 136.1 of this Code for usable open space shall be permitted.

(d) Amount Required. Usable open space shall be provided for each building in the amounts specified herein and in Table 135 for the district in which the building is located; provided, however, that in the Rincon Hill Special Use District, Residential Subdistrict, open space shall be provided in the amounts specified in Section 249.1(c)(4).

In Neighborhood Commercial Districts, the amount of usable open space to be provided shall be the amount required in the nearest Residential District, but the minimum amount of

1 open space required shall be in no case greater than the amount set forth in Table 135 for the district
2 in which the building is located. The distance to each Residential District shall be measured from the
3 midpoint of the front lot line or from a point directly across the street therefrom, whichever requires
4 less open space.

5 (1) For dwellings, except as provided in Paragraph (d)(3) below, the minimum amount of
6 usable open space to be provided for use by each dwelling unit shall be as specified in the second
7 column of the table if such usable open space is all private. Where common usable open space is used
8 to satisfy all or part of the requirement for a dwelling unit, such common usable open space shall be
9 provided in an amount equal to 1.33 square feet for each one square foot of private usable open space
10 specified in the second column of the table. In such cases, the balance of the required usable open
11 space may be provided as private usable open space, with full credit for each square foot of private
12 usable open space so provided.

13 (2) For group housing structures, the minimum amount of usable open space provided for
14 use by each bedroom shall be 1/3 the amount required for a dwelling unit as specified in Paragraph
15 (d)(1) above. For purposes of these calculations, the number of bedrooms on a lot shall in no case be
16 considered to be less than one bedroom for each two beds. Where the actual number of beds exceeds
17 an average of two beds for each bedroom, each two beds shall be considered equivalent to one
18 bedroom.

19 (3) For dwellings specifically designed for and occupied by senior citizens or physically
20 handicapped persons, as defined and regulated by Section 209.1(m) of this Code, the minimum
21 amount of usable open space to be provided for use by each dwelling unit shall be 1/2 the amount
22 required for each dwelling unit as specified in Paragraph (d)(1) above.

TABLE 135

MINIMUM USABLE OPEN SPACE FOR
DWELLING UNITS AND GROUP HOUSING

	Square Feet	Ratio of
	Of Usable Open	Common Usable
	Space Required For	Open Space That
	Each Dwelling Unit	May Be Substituted
	If All Private	for Private
District		
RH-1(D), RH-1	300	1.33
RH-1(S) 300 for first unit;		
100 for minor second unit	1.33	
RH-2	125	1.33
RH-3	100	1.33
RM-1, RC-1	100	1.33
RM-2, RC-2, SPD	80	1.33
RM-3, RC-3, RED	60	1.33
RM-4, RC-4, RSD	36	1.33

1	C-3, C-M, SLR, SLI, SSO,	36	1.33
2	M-1, M-2		
3			
4	C-1, C-2	Same as for the R District establishing	
5		the dwelling unit density ratio for the	
6		C-1 or C-2 District property	
7			
8	NC-1,		
9	NC-2,		
10	NC-S,	100	1.33
11	<u>Inner Sunset</u>		
12	Sacramento Street,		
13	West Portal Avenue		
14			
15	NC-3,		
16	Castro Street,		
17	Inner Clement Street,		
18	Outer Clement Street,		
19	Upper Fillmore Street,	80	1.33

1	Haight Street,		
2	Union Street,		
3	Valencia Street,		
4	24th Street-Mission,		
5	24th Street-Noe Valley		
6			
7	Broadway,		
8	Hayes-Gough,		
9	Upper Market Street,	60	1.33
10	North Beach,		
11	Polk Street		
12			
13	Chinatown Community		
14	Business,		
15	Chinatown Residential	48	1.00
16	Neighborhood Commercial,		
17	Chinatown Visitor Retail		
18			
19	(e) Slope. The slope of any area credited as either private or common usable open space shall		

not exceed five percent.

(f) Private Usable Open Space: Additional Standards.

(1) Minimum Dimensions and Minimum Area. Any space credited as private usable open space shall have a minimum horizontal dimension of six feet and a minimum area of 36 square feet if located on a deck, balcony, porch or roof, and shall have a minimum horizontal dimension of 10 feet and a minimum area of 100 square feet if located on open ground, a terrace or the surface of an inner or outer court.

(2) Exposure. In order to be credited as private usable open space, an area must be kept open in the following manner:

(A) For decks, balconies, porches and roofs, at least 30 percent of the perimeter must be unobstructed except for necessary railings.

(B) In addition, the area credited on a deck, balcony, porch or roof must either face a street, face or be within a rear yard, or face or be within some other space which at the level of the private usable open space meets the minimum dimension and area requirements for common usable open space as specified in Paragraph 135(g)(1) below.

[FIGURE]

(C) Areas within inner and outer courts, as defined by this Code, must either conform to the standards of Subparagraph (f)(2)(B) above or be so arranged that the height of the walls and projections above the court on at least three sides (or 75 percent of the perimeter, whichever is

greater) is such that no point on any such wall or projection is higher than one foot for each foot that such point is horizontally distant from the opposite side of the clear space in the court, regardless of the permitted obstruction referred to in Subsection 135(c) above.

(3) Fire Escapes as Usable Open Space. Normal fire escape grating shall not be considered suitable surfacing for usable open space. The steps of a fire escape stairway or ladder, and any space less than six feet deep between such steps and a wall of the building, shall not be credited as usable open space. But the mere potential use of a balcony area for an emergency fire exit by occupants of other dwelling units (or bedrooms in group housing) shall not prevent it from being credited as usable open space on grounds of lack of privacy or usability.

(4) Use of Solariums. In C-3 Districts, the area of a totally or partially enclosed solarium shall be credited as private usable open space if (i) such area is open to the outdoors through openings or clear glazing on not less than 50 percent of its perimeter and (ii) not less than 30 percent of its overhead area and 25 percent of its perimeter are open or can be opened to the air.

(g) Common Usable Open Space: Additional Standards.

(1) Minimum Dimensions and Minimum Area. Any space credited as common usable open space shall be at least 15 feet in every horizontal dimension and shall have a minimum area of 300 square feet.

(2) Use of Inner Courts. The area of an inner court, as defined by this Code, may be credited as common usable open space, if the enclosed space is not less than 20 feet in every horizontal dimension and 400 square feet in area; and if (regardless of the permitted obstructions referred to in Subsection 135(c) above) the height of the walls and projections above the court on at least three sides (or 75 percent of the perimeter, whichever is greater) is such that no point on any

such wall or projection is higher than one foot for each foot that such point is horizontally distant from the opposite side of the clear space in the court.

[FIGURE]

(3) Use of Solariums. The area of a totally or partially enclosed solarium may be credited as common usable open space if the space is not less than 15 feet in every horizontal dimension and 300 square feet in area; and if such area is exposed to the sun through openings or clear glazing on not less than 30 percent of its perimeter and 30 percent of its overhead area; provided, however, that the Rincon Hill Special Use District, Residential Subdistrict, open space credit for solariums shall be as provided in Section 249.1(c)(4)(E). (Amended by Ord. 414-85, App. 9/17/85; Ord. 532-85, App. 12/4/85; Ord. 69-87, App. 3/13/87; Ord. 131-87, App. 4/24/87; Ord. 445-87, App. 11/12/87; Ord. 412-88, App. 9/10/88; Ord. 115-90, App. 4/6/90)

SEC. 201. CLASSES OF USE DISTRICTS. In order to carry out the purposes and provisions of this Code, the City is hereby divided into the following classes of use districts:

P	Public Use Districts
RH-1(D)	Residential, House Districts, One-Family (Detached Dwellings)
RH-1	Residential, House Districts,

1		One-Family
2	RH-1(S)	Residential, House Districts,
3		One-Family with Minor Second Unit
4	RH-2	Residential, House Districts,
5		Two-Family
6	RH-3	Residential, House Districts,
7		Three-Family
8	RM-1	Residential, Mixed Districts, Low Density
9	RM-2	Residential, Mixed Districts,
10		Moderate Density
11	RM-3	Residential, Mixed Districts,
12		Medium Density
13	RM-4	Residential, Mixed Districts,
14		High Density
15	RC-1	Residential-Commercial Combined
16		Districts, Low Density
17	RC-2	Residential-Commercial Combined
18		Districts, Moderate Density
19	RC-3	Residential-Commercial Combined
20		Districts, Medium Density

1	RC-4	Residential-Commercial Combined
2		Districts, High Density
3		
4	Neighborhood Commercial Districts (Also see Article 7)	
5	General Area Districts	
6	NC-1	Neighborhood Commercial Cluster
7		District
8	NC-2	Small-Scale Neighborhood Commercial
9	District	
10	NC-3	Moderate-Scale Neighborhood
11		Commercial District
12	NC-S	Neighborhood Commercial Shopping
13		Center District
14		
15	Individual Area Districts	
16	Broadway Neighborhood Commercial District	
17	Castro Street Neighborhood Commercial District	
18	Inner Clement Street Neighborhood Commercial District	
19	Outer Clement Street Neighborhood Commercial District	
20	Upper Fillmore Street Neighborhood Commercial District	

1	Haight Street Neighborhood Commercial District	
2	Hayes-Gough Neighborhood Commercial District	
3	<u>Inner Sunset Neighborhood Commercial District</u>	
4	Upper Market Street Neighborhood Commercial District	
5	North Beach Neighborhood Commercial District	
6	Polk Street Neighborhood Commercial District	
7	Sacramento Street Neighborhood Commercial District	
8	Union Street Neighborhood Commercial District	
9	Valencia Street Neighborhood Commercial District	
10	24th Street-Mission Neighborhood Commercial District	
11	24th Street-Noe Valley Neighborhood Commercial District	
12	West Portal Avenue Neighborhood Commercial District	
13		
14	Chinatown Mixed Use Districts (Also see Article 8)	
15	CCB	Chinatown Community Business District
16	CR/NC	Chinatown Residential/Neighborhood
17		Commercial District
18	CVR	Chinatown Visitor Retail District
19	C-1	Neighborhood Shopping Districts

1	C-2	Community Business Districts
2	C-M	Heavy Commercial Districts
3	C-3-O	Downtown Office District
4	C-3-R	Downtown Retail District
5	C-3-G	Downtown General Commercial
6		District
7	C-3-S	Downtown Support District
8	M-1	Light Industrial Districts
9	M-2	Heavy Industrial Districts
10		
11	South of Market Use Districts (Also see Article 8)	
12	RED	Residential Enclave Districts
13	SPD	South Park District
14	RSD	Residential Service District
15	SLR	Service/Light Industrial/Residential District
16	SLI	Service/Light Industrial District
17	SSO	Service/Secondary Office District
18		
19	Mission Bay Districts (Also see Article 9)	

1	C-2	Community Business Districts
2	C-M	Heavy Commercial Districts
3	C-3-O	Downtown Office District
4	C-3-R	Downtown Retail District
5	C-3-G	Downtown General Commercial
6		District
7	C-3-S	Downtown Support District
8	M-1	Light Industrial Districts
9	M-2	Heavy Industrial Districts

10

11 South of Market Use Districts (Also see Article 8)

12	RED	Residential Enclave Districts
13	SPD	South Park District
14	RSD	Residential Service District
15	SLR	Service/Light Industrial/Residential District
16	SLI	Service/Light Industrial District
17	SSO	Service/Secondary Office District

18

19 Mission Bay Districts (Also see Article 9)

1	MB-R-1	Mission Bay Lower Density Residential
2		District
3	MB-R-2	Mission Bay Moderate Density Residential
4		District
5	MB-R-3	Mission Bay High Density Residential
6		District
7	MB-NC-2	Mission Bay Small Scale
8		Neighborhood Commercial District
9	MB-NC-3	Mission Bay Moderate Scale
10		Neighborhood Commercial District
11	MB-NC-S	Mission Bay Neighborhood
12		Commercial Shopping Center District
13	MB-O	Mission Bay Office District
14	MB-CI	Mission Bay Commercial-Industrial
15		District
16	MB-H	Mission Bay Hotel District
17	MB-CF	Mission Bay Community Facilities
18		District
19	MB-OS	Mission Bay Open Space District
20		

(Amended by Ord. 443-78, App. 10/6/78; Ord. 69-87, App. 3/13/87; Ord. 131-87, App. 4/24/87;
Ord. 115-90, App. 4/6/90; Ord. 63-91, App. 2/27/91)

SEC. 207.4. DENSITY OF DWELLING UNITS IN NEIGHBORHOOD COMMERCIAL DISTRICTS. The density of dwelling units in Neighborhood Commercial Districts shall be as stated in the following subsections:

(a) The rules for calculation of dwelling unit densities set forth in Section 207.1 of this Code shall apply in Neighborhood Commercial Districts, except that any remaining fraction of $\frac{1}{2}$ or more of the minimum amount of lot area per dwelling unit shall be adjusted upward to the next higher whole number of dwelling units.

The dwelling unit density in Neighborhood Commercial Districts shall be at a density ratio not exceeding the number of dwelling units permitted in the nearest Residential District, provided that the maximum density ratio shall in no case be less than the amount set forth in the following table. The distance to each Residential District shall be measured from the midpoint of the front lot line or from a point directly across the street therefrom, whichever permits the greater density.

NC District	Residential Density Limits
NC-1,	
NC-2,	One dwelling unit for each
NC-S,	800 sq. ft of lot area.

1	<u>Inner Sunset</u>	
2	Sacramento Street,	
3	West Portal Avenue	
4		
5	NC-3,	
6	Castro Street,	
7	Inner Clement Street,	
8	Outer Clement Street,	One dwelling unit for each
9	Upper Fillmore Street,	600 sq. ft. of lot area.
10	Haight Street,	
11	Union Street,	
12	Valencia Street,	
13	24th Street-Mission,	
14	24th Street-Noe Valley	
15		
16	Broadway,	
17	Hayes-Gough,	One dwelling unit for each
18	Upper Market Street,	400 sq. ft. of lot area.
19	North Beach,	

2
3 (b) The dwelling unit density for dwellings specifically designed for and occupied by senior
4 citizens or physically handicapped persons shall be at a density ratio not exceeding twice the number
5 of dwelling units permitted by the limits set forth in Subsection (a). (Added by Ord. 69-87, App.
6 3/13/87)
7

8 SEC. 208. DENSITY LIMITATIONS FOR GROUP HOUSING. Except for single room
9 occupancy units in the South of Market Special Use District, the density limitations for group
10 housing, as described in Sections 209.2(a), (b), and (c), 790.88(b) and 890.88(b) of this Code, shall
11 be as follows:

12 (a) The maximum number of bedrooms on each lot shall be as specified in the following table
13 for the district in which the lot is located, except that for lots in NC Districts, the group housing
14 density shall not exceed the number of bedrooms permitted in the nearest Residential District
15 provided that the maximum density not be less than the amount permitted by the ratio specified for
16 the NC District in which the lot is located.
17

18 Table 208

19 MAXIMUM DENSITY FOR GROUP HOUSING

20
21 Minimum

1		Number of Square Feet of
2	District	Lot Area for Each Bedroom
3		
4	RH-2	415
5	RH-3, RM-1, RC-1	275
6	RM-2, RC-2	210
7	RM-3, RC-3	140
8	RM-4, RC-4	70
9		
10	NC-1,	
11	NC-2,	
12	NC-S,	275
13	<u>Inner Sunset</u>	
14	Sacramento Street,	
15	West Portal Avenue	
16		
17	NC-3,	
18	NC-S,	
19	Castro Street,	

1	Inner Clement Street,	
2	Outer Clement Street,	
3	Upper Fillmore Street,	210
4	Haight Street,	
5	Union Street,	
6	Valencia Street,	
7	24th Street-Mission,	
8	24th Street-Noe Valley	
9		
10	Broadway,	
11	Hayes-Gough,	
12	Upper Market Street,	140
13	North Beach,	
14	Polk Street	
15		
16	Chinatown Community Business	70
17	Chinatown Residential	
18	Neighborhood Commercial	
19	Chinatown Visitor Retail	

RED	140
RSD, SLR, SLI and SSO	70
SPD	210

(b) For purposes of calculating the maximum density for group housing as set forth herein, the number of bedrooms on a lot shall in no case be considered to be less than one bedroom for each two beds. Where the actual number of beds exceeds an average of two beds for each bedroom, each two beds shall be considered equivalent to one bedroom.

(c) The rules for calculation of dwelling unit densities set forth in Section 207.1 shall also apply in calculation of the density limitations for group housing, except that in NC Districts, any remaining fraction of ½ or more of the maximum amount of lot area per bedroom shall be adjusted upward to the next higher whole number of bedrooms. (Added by Ord. 443-78, App. 10/6/78; amended by Ord. 69-87, App. 3/13/87; Ord. 131-87, App. 4/24/87; Ord. 115-90, App. 4/6/90; Ord. 368-94, App. 11/4/94)

SEC. 607.1. NEIGHBORHOOD COMMERCIAL DISTRICTS. Signs located in Neighborhood Commercial Districts shall be regulated as provided herein, except for those signs which are exempted by Section 603 of this Code. In the event of conflict between the provisions of Section 607.1 and other provisions of Article 6, the provisions of Section 607.1 shall prevail in Neighborhood Commercial Districts, provided that with respect to properties also located in the Upper Market Special Sign District, the provisions of Section 608.10 of this Code shall prevail.

(a) Purposes and Findings. In addition to the purposes stated in Sections 101 and 601 of this Code, the following purposes apply to Neighborhood Commercial Districts. These purposes constitute findings that form a basis for regulations and provide guidance for their application.

(1) As Neighborhood Commercial Districts change, they need to maintain their attractiveness to customers and potential new businesses alike. Physical amenities and a pleasant appearance will profit both existing and new enterprises.

(2) The character of signs and other features projecting from buildings is an important part of the visual appeal of a street and the general quality and economic stability of the area. Opportunities exist to relate these signs and projections more effectively to street design and building design. These regulations establish a framework that will contribute toward a coherent appearance of Neighborhood Commercial Districts.

(3) Neighborhood Commercial Districts are typically mixed use areas with commercial units on the ground or lower stories and residential uses on upper stories. Although signs and other advertising devices are essential to a vital commercial district, they should not be allowed to interfere with or diminish the livability of residential units within a Neighborhood Commercial District or in adjacent residential districts.

(4) The scale of most Neighborhood Commercial Districts as characterized by building height, bulk, and appearance, and the width of streets and sidewalks differs from that of other commercial and industrial districts. Sign sizes should relate and be compatible with the surrounding district scale.

(b) Signs or Sign Features Not Permitted in NC Districts. Roof signs as defined in Section 602.16 of this Code, wind signs as defined in Section 602.22 of this Code, and signs on canopies, as

defined in Section 136.1(b) of this Code, are not permitted in NC Districts. No sign shall have or consist of any moving, rotating, or otherwise physically animated part, or lights that give the appearance of animation by flashing, blinking, or fluctuating, except as permitted by Section 607.1(i) of this Code. In addition, all signs or sign features not otherwise specifically regulated in this Section 607.1 shall be prohibited.

(c) Identifying Signs. Identifying signs, as defined in Section 602.9, shall be permitted in all Neighborhood Commercial Districts subject to the limits set forth below.

(1) One sign per lot shall be permitted and such sign shall not exceed 20 square feet in area. The sign may be a freestanding sign, if the building is recessed from the street property line, or may be a wall sign or a projecting sign. The existence of a freestanding identifying sign shall preclude the erection of a freestanding business sign on the same lot. A wall or projecting sign shall be mounted on the first-story level; a freestanding sign shall not exceed 15 feet in height. Such sign may be nonilluminated, indirectly illuminated, or directly illuminated.

(2) One sign identifying a shopping center or shopping mall shall be permitted subject to the conditions in Paragraph (1), but shall not exceed 30 square feet in area. Any sign identifying a permitted use listed in zoning categories .40 through .70 in Section 703.2(a) in an NC District shall be considered a business sign and subject to Section 607.1(f) of this Code. Such signs may be nonilluminated, indirectly illuminated, or directly illuminated during the hours of operation of the businesses in the shopping center or shopping mall.

(d) Nameplates. One nameplate, as defined in Section 602.12 of this Code, not exceeding an area of two square feet, shall be permitted for each noncommercial use in NC Districts.

(e) General Advertising Signs. General advertising signs, as defined in Section 602.7, shall be

1 permitted in Neighborhood Commercial Districts, except in the Inner Sunset Neighborhood
2 Commercial District where they are not permitted, as provided for below. In NC Districts where such
3 signs are permitted, general advertising signs may be either a wall sign or freestanding, provided that
4 the surface of any freestanding sign shall be parallel to and within three feet of an adjacent building
5 wall. In either case, the building wall shall form a complete backdrop for the sign, as the sign is
6 viewed from all points from a street or alley from which it is legible. No general advertising sign shall
7 be permitted to cover part or all of any windows. Any extension of the copy beyond the rectangular
8 perimeter of the sign shall be included in the calculation of the sign, as defined in Section 602.1(a) of
9 this Code.

10 (1) NC-2 and NC-S Districts. No more than one general advertising sign shall be
11 permitted per lot or in NC-S Districts, per district. Such sign shall not exceed 72 square feet in area
12 nor exceed 12 feet in height. Such sign may be either nonilluminated or indirectly illuminated.

13 (2) NC-3 District. No more than one general advertising sign not exceeding 300 square
14 feet or two general advertising signs of 72 square feet each shall be permitted per lot. The height of
15 any such sign shall not exceed 24 feet, or the height of the wall to which it is attached, or the height of
16 the lowest of any residential window sills on the wall to which it is attached, whichever is lower, if a
17 wall sign, or the adjacent wall or the top of the adjacent wall if a freestanding sign, whichever is
18 lower.

19 (f) Business Signs. Business signs, as defined in Section 602.3 shall be permitted in all
20 Neighborhood Commercial Districts subject to the limits set forth below.

21 (1) NC-1 Districts.

22 (A) Window Signs. The total area of all window signs, as defined in Section 602.1(b),

1 shall not exceed 1/3 the area of the window on or in which the signs are located. Such signs may be
2 nonilluminated, indirectly illuminated, or directly illuminated.

3 (B) Wall Signs. The area of all wall signs shall not exceed one square foot per foot of
4 street frontage occupied by the business measured along the wall to which the signs are attached, or
5 50 square feet for each street frontage, whichever is less. The height of any wall sign shall not exceed
6 15 feet or the height of the wall to which it is attached. Such signs may be nonilluminated or indirectly
7 illuminated; or during business hours, may be directly illuminated.

8 (C) Projecting Signs. The number of projecting signs shall not exceed one per
9 business. The area of such sign, as defined in Section 602.1(a), shall not exceed 24 square feet. The
10 height of such sign shall not exceed 15 feet or the height of the wall to which it is attached. No part of
11 the sign shall project more than 75 percent of the horizontal distance from the street property line to
12 the curbline, or six feet six inches, whichever is less. The sign may be nonilluminated or indirectly
13 illuminated, or during business hours, may be directly illuminated.

14 (D) Signs on Awnings. Sign copy may be located on permitted awnings in lieu of wall
15 signs and projecting signs. The area of such sign copy as defined in Section 602.1(c) shall not exceed
16 20 square feet. Such sign copy may be nonilluminated or indirectly illuminated.

17 (2) NC-2, NC-S, Broadway, Castro Street, Inner Clement Street, Outer Clement Street,
18 Upper Fillmore Street, Inner Sunset, Haight Street, Hayes-Gough, Upper Market Street, North
19 Beach, Polk Street, Sacramento Street, Union Street, Valencia Street, 24th Street-Mission, 24th
20 Street-Noe Valley, and West Portal Avenue Neighborhood Commercial Districts.

21 (A) Window Signs. The total area of all window signs, as defined in Section 602.1(b),
22 shall not exceed 1/3 the area of the window on or in which the signs are located. Such signs may be

1 nonilluminated, indirectly illuminated, or directly illuminated.

2 (B) Wall Signs. The area of all wall signs shall not exceed two square feet per foot of
3 street frontage occupied by the use measured along the wall to which the signs are attached, or 100
4 square feet for each street frontage, whichever is less. The height of any wall sign shall not exceed 24
5 feet, or the height of the wall to which it is attached, or the height of the lowest of any residential
6 window sill on the wall to which the sign is attached, whichever is lower. Such signs may be
7 nonilluminated, indirectly, or directly illuminated.

8 (C) Projecting Signs. The number of projecting signs shall not exceed one per
9 business. The area of such sign, as defined in Section 602.1(a), shall not exceed 24 square feet. The
10 height of such sign shall not exceed 24 feet, or the height of the wall to which it is attached, or the
11 height of the lowest of any residential window sill on the wall to which the sign is attached,
12 whichever is lower. No part of the sign shall project more than 75 percent of the horizontal distance
13 from the street property line to the curblin, or six feet six inches, whichever is less. Such signs may
14 be nonilluminated or indirectly illuminated; or during business hours, may be directly illuminated.

15 (D) Signs on Awnings and Marquees. Sign copy may be located on permitted awnings
16 or marquees in lieu of projecting signs. The area of such sign copy as defined in Section 602.1(c) shall
17 not exceed 30 square feet. Such sign copy may be nonilluminated or indirectly illuminated; except that
18 sign copy on marquees for movie theaters or places of entertainment may be directly illuminated
19 during business hours.

20 (E) Freestanding Signs and Sign Towers. With the exception of automotive gas and
21 service stations, which are regulated under Paragraph 607.1(f)(4), one freestanding sign or sign tower
22 per lot shall be permitted in lieu of a projecting sign, if the building or buildings are recessed from the

street property line. The existence of a freestanding business sign shall preclude the erection of a freestanding identifying sign on the same lot. The area of such freestanding sign or sign tower, as defined in Section 602.1(a), shall not exceed 20 square feet nor shall the height of the sign exceed 24 feet. No part of the sign shall project more than 75 percent of the horizontal distance from the street property line to the curblineline, or six feet, whichever is less. Such signs may be nonilluminated or indirectly illuminated; or during business hours, may be directly illuminated.

(3) NC-3 Neighborhood Commercial District.

(A) Window Signs. The total area of all window signs, as defined in Section 602.1(b), shall not exceed 1/3 the area of the window on or in which the signs are located. Such signs may be nonilluminated, indirectly illuminated, or directly illuminated.

(B) Wall Signs. The area of all wall signs shall not exceed three square feet per foot of street frontage occupied by the use measured along the wall to which the signs are attached, or 150 square feet for each street frontage, whichever is less. The height of any wall sign shall not exceed 24 feet, or the height of the wall to which it is attached, or the height of the lowest of any residential window sill on the wall to which the sign is attached, whichever is lower. Such signs may be nonilluminated, indirectly, or directly illuminated.

(C) Projecting Signs. The number of projecting signs shall not exceed one per business. The area of such sign, as defined in Section 602.1(a), shall not exceed 32 square feet. The height of the sign shall not exceed 24 feet, or the height of the wall to which it is attached, or the height of the lowest of any residential window sill on the wall to which the sign is attached, whichever is lower. No part of the sign shall project more than 75 percent of the horizontal distance from the street property line to the curblineline, or six feet six inches, whichever is less. Such signs may

1 be nonilluminated, indirectly, or directly illuminated.

2 (D) Sign Copy on Awnings and Marquees. Sign copy may be located on permitted
3 awnings or marquees in lieu of projecting signs. The area of such sign copy, as defined in Section
4 602.1(c), shall not exceed 40 square feet. Such sign copy may be nonilluminated or indirectly
5 illuminated; except that sign copy on marquees for movie theaters or places of entertainment may be
6 directly illuminated during business hours.

7 (E) Freestanding Signs and Sign Towers With the exception of automotive gas and
8 service stations, which are regulated under Paragraph 607.1(f)(4) of this Code, one freestanding sign
9 or sign tower per lot shall be permitted in lieu of a projecting sign if the building or buildings are
10 recessed from the street property line. The existence of a freestanding business sign shall preclude the
11 erection of a freestanding identifying sign on the same lot. The area of such freestanding sign or sign
12 tower, as defined in Section 602.1(a), shall not exceed 30 square feet nor shall the height of the sign
13 exceed 24 feet. No part of the sign shall project more than 75 percent of the horizontal distance from
14 the street property line to the curbline, or six feet, whichever is less. Such signs may be nonilluminated
15 or indirectly illuminated, or during business hours, may be directly illuminated.

16 (4) Special Standards for Automotive Gas and Service Stations. For automotive gas and
17 service stations in Neighborhood Commercial Districts, only the following signs are permitted,
18 subject to the standards in this Paragraph (f)(4) and to all other standards in this Section 607.1.

19 (A) A maximum of two oil company signs, which shall not extend more than 10 feet
20 above the roofline if attached to a building, or exceed the maximum height permitted for freestanding
21 signs in the same district if freestanding. The area of any such sign shall not exceed 180 square feet,
22 and along each street frontage, all parts of such a sign or signs that are within 10 feet of the street

property line shall not exceed 80 square feet in area. No such sign shall project more than five feet beyond any street property line. The areas of other permanent and temporary signs as covered in Subparagraph (B) below shall not be included in the calculation of the areas specified in this Subparagraph.

(B) Other permanent and temporary business signs, not to exceed 30 square feet in area for each such sign or a total of 180 square feet for all such signs on the premises. No such sign shall extend above the roofline if attached to a building, or in any case project beyond any street property line or building setback line.

(g) Temporary Signs. One temporary nonilluminated or indirectly illuminated sale or lease sign or nonilluminated sign of persons and firms connected with work on buildings under actual construction or alteration, giving their names and information pertinent to the project per lot, shall be permitted. Such sign shall not exceed 50 square feet and shall conform to all regulations of Subsection 607.1(f) for business signs in the respective NC District in which the sign is to be located. All temporary signs shall be promptly removed upon completion of the activity to which they pertain.

(h) **Special Sign Districts.** Additional controls apply to certain Neighborhood Commercial Districts that are designated as Special Sign Districts. Special Sign Districts are described within Sections 608.1 through 608.11 of this Code and with the exception of Sections 608.1, 608.2 and 608.11, their designations, locations and boundaries are provided on Sectional Map SSD of the Zoning Map of the City and County of San Francisco.

(i) **Restrictions on Illumination.** Signs in Neighborhood Commercial Districts shall not have nor consist of any flashing, blinking, fluctuating or otherwise animated light except those in the following special districts, all specifically designated as "Special Districts for Sign Illumination" on Sectional

Map SSD of the Zoning Map of the City and County of San Francisco.

(1) Broadway Neighborhood Commercial District. Along the main commercial frontage of Broadway between west of Columbus Avenue and Osgood Place.

(2) NC-3, NC-3 District along Lombard Street from Van Ness Avenue to Broderick Street.

(j) **Other Sign Requirements.** Within Neighborhood Commercial Districts, the following additional requirements shall apply:

(1) **Public Areas.** No sign shall be placed upon any public street, alley, or public plaza, or in any portion of a transit system, except such signs, structures, and features as are specifically approved by the appropriate public authorities under applicable laws and regulations not inconsistent with this Code and under such conditions as may be imposed by such authorities.

(2) Maintenance. Every sign pertaining to an active establishment shall be adequately maintained in its appearance, or else removed or obscured. When the space occupied by any establishment has been vacated, all signs pertaining to such establishment shall be removed or obscured within 180 days following the date of vacation. (Added by Ord. 69-87, App. 3/13/87; amended by Ord. 445-87, App. 11/12/87)

SEC. 702.1. NEIGHBORHOOD COMMERCIAL USE DISTRICTS. The following districts are established for the purpose of implementing the Commerce and Industry element and other elements of the Master Plan, according to the objective and policies stated therein. Description and Purpose Statements outline the main functions of each Neighborhood Commercial (NC) District in the Zoning Plan for San Francisco, supplementing the statements of purpose contained in Section 101 of this

Code.

The description and purpose statements and land use controls applicable to each of the general and individual area districts are set forth in Sections 710.1 through 729.95 of this Code for each district class. The boundaries of the various Neighborhood Commercial Districts are shown on the Zoning Map referred to in Sections 105 and 106 of this Code, subject to the provisions of that Section.

Neighborhood Commercial General Area Districts	Section Number
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NC-1 — Neighborhood Commercial Cluster District	§ 710
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NC-2 — Small-Scale Neighborhood Commercial District	§ 711
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NC-3 — Moderate-Scale Neighborhood Commercial District	§ 712
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NC-S — Neighborhood Commercial Shopping Center District	§ 713
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Neighborhood Commercial Individual Area Districts	Section Number
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Broadway Neighborhood Commercial District	§ 714
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Castro Street Neighborhood Commercial District	§ 715
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Inner Clement Street Neighborhood Commercial District	§ 716
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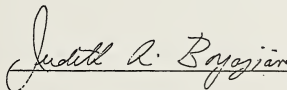
Outer Clement Street Neighborhood Commercial District	§ 717
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1	Upper Fillmore Street Neighborhood Commercial District	§ 718
2	Haight Street Neighborhood Commercial District	§ 719
3	Hayes-Gough Neighborhood Commercial District	§ 720
4	Upper Market Street Neighborhood Commercial District	§ 721
5	North Beach Neighborhood Commercial District	§ 722
6	Polk Street Neighborhood Commercial District	§ 723
7	Sacramento Street Neighborhood Commercial District	§ 724
8	Union Street Neighborhood Commercial District	§ 725
9	Valencia Street Neighborhood Commercial District	§ 726
10	24th Street-Mission Neighborhood Commercial District	§ 727
11	24th Street-Noe Valley Neighborhood Commerical District	§ 728
12	West Portal Avenue Neighborhood Commercial District	§ 729
13	<u>Inner Sunset Neighborhood Commercial District</u>	<u>§ 730</u>

14 APPROVED AS TO FORM:

15 LOUISE H. RENNE, City Attorney

16
17 By:



18 JUDITH A. BOYAJIAN

19 Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001426

Date Passed:

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by adding Section 730.1 to create the Inner Sunset Neighborhood Commercial District, consisting of the NC-2 District bounded by Fifth Avenue, Nineteenth Avenue, Kirkham Street and Lincoln Way; by amending Section 121.1 (Development of Large Lots), Section 121.2 (Use Size Limits), Section 124 (Basic Floor Area Ratio), Section 135 (Usable Open Space), Section 201 (Classes of Use Districts), Section 207.4 (Density of Dwelling Units), Section 208 (Density Limitation for Group Housing), Section 607.1 (Neighborhood Commercial Districts) and Section 702.1 (Neighborhood Commercial Districts); adopting findings pursuant to Planning Code Section 101.1.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

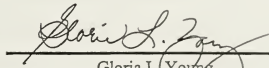
Ayes: 9 - Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 2 - Ammiano, Brown

November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Absent: 1 - Yee

File No. 001426

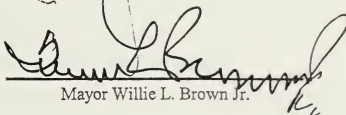
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 17 2000

Date Approved



Mayor Willie L. Brown Jr.

1 [Police Code – Liquor Licenses]

2 AMENDING PART II, CHAPTER VIII, OF THE SAN FRANCISCO MUNICIPAL CODE
3 (POLICE CODE), BY ADDING SECTION 1298 TO ARTICLE 17 TO AUTHORIZE THE CHIEF
4 OF POLICE, ON BEHALF OF THE CITY AND COUNTY OF SAN FRANCISCO, TO MAKE
5 RECOMMENDATIONS TO THE CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE
6 CONTROL REGARDING THE IMPOSITION, REMOVAL OR MODIFICATION OF LIQUOR
7 LICENSE CONDITIONS.

8 Note: This entire section is new.

9 Be it ordained by the People of the City and County of San Francisco:

10 Section 1. Article 17 of the San Francisco Police Code is hereby amended by adding
11 Section 1298, to read as follows:

12
13 **Section 1298. Liquor License Conditions.**

14 The Chief of Police is authorized, on behalf of the City and County of San Francisco, to
15 request that the California Department of Alcoholic Beverage Control ("ABC") place conditions
16 on a retail licensee or upon any licensee in the exercise of retail privileges, pursuant to
17 California Business and Professions Code Section 23800. In support of the request, the Chief
18 shall forward to the ABC substantial evidence that the requested conditions will mitigate
19 problems either on the premises or in the immediate vicinity of the premises. The Chief is
20 further authorized, on behalf of the City and County of San Francisco, to file with the ABC
21 written objections to or concurrence with the removal or modification of any conditions on

22 ///

23 ///

24 ///

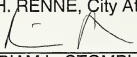
25 ///

1 an ABC liquor license, pursuant to California Business and Professions Code Section 23803.
2 The Chief shall provide any such recommendations or objections to the ABC in a timely
3 manner in accordance with ABC rules and regulations.
4

5 APPROVED AS TO FORM:

6 LOUISE H. RENNE, City Attorney

7 By:


8 MIRIAM L. STOMBLER
9 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001546

Date Passed:

Ordinance amending Part II, Chapter VIII, of the San Francisco Municipal Code (Police Code), by adding Section 1298 to Article 17 to authorize the Chief of Police, on behalf of the City and County of San Francisco, to make recommendations to the California Department of Alcoholic Beverage Control regarding the imposition, removal or modification of liquor license conditions.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng, Yaki

Absent: 1 - Yee

File No. 001546

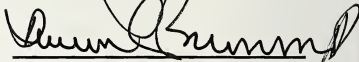
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 17 2000

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 001621

ORDINANCE NO. 264-00

[Inner Sunset Neighborhood Commercial District Zoning Map Amendment]

ADOPTING CHANGES IN PROPERTY USE CLASSIFICATION BY AMENDING THE
ZONING MAP OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THREE
NEIGHBORHOOD COMMERCIAL DISTRICT PARCELS IN THE AREA OF 10TH
AVENUE AND IRVING STREET.

Note: Where lot numbers are shown separated by a hyphen, the reference includes the
first-numbered, last-numbered, and all intermediate numbered lots.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The following changes in property use classification from NC-2 and RH-2
are hereby adopted as amendments to Section Map 6 of the Zoning Map of the City and County
of San Francisco.

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DOCUMENTS DEPT

DEC 24 2000

SAN FRANCISCO
PUBLIC LIBRARY

Description of Property

Assessor's Block	Lots	Use Districts to be Superseded	Use Districts to be Approved
		<i>Inner Sunset NCD</i>	<i>RH-2</i>
1764/	039, 040, 041		

///

APPROVED AS TO FORM:

///

LOUISE H. RENNE, City Attorney

///

By:



JUDITH A. BOYAJIAN

Deputy City Attorney

CATEGORICALLY EXEMPT FROM ENVIRONMENTAL REVIEW



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001621

Date Passed:

Ordinance adopting changes in property use classification by amending the Zoning Map of the City and County of San Francisco for three Neighborhood Commercial District parcels in the area of 10th Avenue and Irving Street.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Ammiano, Brown

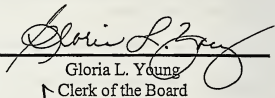
November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 1 - Yee

File No. 001621

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.


Gloria L. Young
Clerk of the Board

NOV 17 2000

Date Approved


Mayor Willie L. Brown Jr.

(Government Funding)

RO#00015

SA#05

APPROPRIATING \$29,605,000 OF EDUCATIONAL FACILITY BOND PROCEEDS FOR GENERAL RENOVATION OF CITY COLLEGE STRUCTURES, ADDING HEALTH AND SAFETY FEATURES THAT BRING STRUCTURES INTO ADA COMPLIANCE, AND TELECOMMUNICATIONS FACILITIES, FOR FISCAL YEAR 2000-2001.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 2000-2001 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Credit
--------------------------	---	-----------------	--------

Fund	Department	Program
7A-SCC-97B	CCD01	XXX
1997 School Bond	San Francisco Community	Non Program
2nd series-2000A	College	

Funding Sources

800-80111	Proceeds from Sales of Bond	\$29,605,000
'(145012)		

Funding UsesProject
CCC97BEducational Facility Bonds-
1997 SFCCD Series 2000A

060-06700	Bldg., Structures and Improve-	\$29,427,626
(145012)	ment Project	

075-07611	Costs of Issuance	\$177,374
(145012)		

Total	\$29,605,000	\$29,605,000
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DOCUMENTS DEPT.

DEC 04 2000

Mayor

BOARD OF SUPERVISORS

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PUBLIC LIBRARY

1 APPROVED AS TO FORM:
2 LOUISE H. RENNE, CITY ATTORNEY

3
4 BY: Beck
5 DEPUTY CITY ATTORNEY

6 n:\excel\approl14sa#05

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: MAHme



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001723

Date Passed:

Ordinance appropriating \$29,605,000 of Educational Facility Bond proceeds for general renovation of City College structures, adding health and safety features that bring structures into ADA compliance, and telecommunications facilities, for fiscal year 2000-2001.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

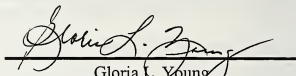
November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 1 - Yee

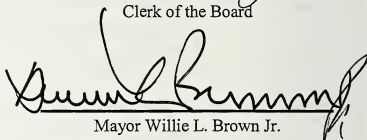
File No. 001723

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.


Gloria L. Young
Clerk of the Board

NOV 17 2000

Date Approved


Mayor Willie L. Brown Jr.

1 APPROPRIATING \$1,500,000 FROM THE GENERAL FUND RESERVE TO PROVIDE RENT
2 SUBSIDIES TO NON-PROFIT ART ORGANIZATIONS THAT ARE IN IMMEDIATE DANGER
3 OF BEING EVICTED OR DISPLACED BY RENT INCREASES, THROUGH THE ART COMMIS-
4 SION FOR FISCAL YEAR 2000-2001.

5 Be it ordained by the people of the City and County of San Francisco:

6 Section 1. Funds are hereby appropriated for FY 2000-01 as follows:

7 Department 8 and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Credit
9 Fund 10 1G-AGF-AAA General Fund	Department GEN-01 General City Responsibility	Program FCZ General City Responsibility	
11 <u>Funding Sources</u>			
12 097-097GR (*CON1GAGFAAA)	General Fund Reserve	\$1,500,000	
13			
14 095-0951G (xxxxxxxxxxxxx)	Intrafund Transfer Out to 1G-AGF-ACP		\$1,500,000
15			
16		\$1,500,000	\$1,500,000

17 Fund	Department	Program
18 1G-AGF-ACP	ART	
19 General Fund- Continuing Project	Art Commission	

20 Funding Uses

21 Project

22 xxxxxx	Arts Organizations Rent Project	
23		
24 950-9501G (xxxxxxxxxxxxx)	Intrafund Transfer In from General Fund	\$1,500,000
25		

Supervisors Ammiano, Bierman, Leno, Newsom

BOARD OF SUPERVISORS

DOCUMENTS DEPT

DEC 04 2000

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1 Department
2 and Number

3 Source of Funds and
4 Purpose of Appropriation

5 Debit

6 Amount

7 Credit

8 021-03800
9 (xxxxxxxxxxx)

10 City Grant Programs-Budget

11 \$1,500,000

12 Total

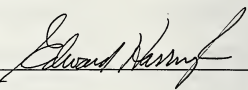
13 \$1,500,000

14 \$1,500,000

15 APPROVED AS TO FORM:
16 LOUISE H. RENNE, CITY ATTORNEY

17 FUNDS AVAILABLE
18 EDWARD M. HARRINGTON
19 CONTROLLER

20 BY: 
21 DEPUTY CITY ATTORNEY

22 BY: 



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001810

Date Passed:

Ordinance appropriating \$1,500,000 from the General Fund Reserve to provide rent subsidies to non-profit art organizations that are in immediate danger of being evicted or displaced by rent increases, through the Art Commission for fiscal year 2000-2001.

October 30, 2000 Board of Supervisors — PASSED ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

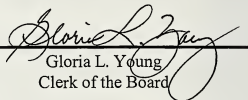
November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

File No. 001810

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on November 6,
2000 by the Board of Supervisors of the City
and County of San Francisco.

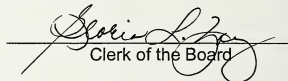

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.

November 17, 2000

I hereby certify that the foregoing ordinance, not being signed by the Mayor
within the time limit as set forth in Section 3.103 of the Charter, became effective
without his approval in accordance with the provision of said Section 3.103 of the
Charter.


Clerk of the Board

File No.
001810

FILE NO. 001811

As Amended in Board
10/30/00

ORDINANCE NO.

267-00

[Ordinance to provide rent subsidies to nonprofit arts organizations.]

Ordinance establishing terms and conditions for the expenditure of an appropriation of 1.5 million dollars from the general fund to provide a grant to California Lawyers for the Arts to give rent subsidies to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases.

Note: The provisions of this ordinance are all new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Companion legislation to this ordinance, found in Board of Supervisors File No. 001810, would appropriate \$1.5 million from the City's general fund to the Arts Commission to provide rent assistance to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases. The \$1.5 million appropriation shall be expended for the purposes and on the conditions set forth below.

1. Purpose. The purpose of this legislation is to provide immediate rent assistance to eligible nonprofit arts organizations that are in immediate danger of eviction or displacement due to increased rents. The purpose of this legislation is to help to stabilize arts organizations currently located in a leasehold in San Francisco while the City pursues medium- and long-range goals of (a) maximizing, expanding and improving existing arts spaces and (b) identifying, securing and improving new arts spaces.

2. Eligible Organizations. In order to be eligible to receive a grant for rent assistance, an organization must meet all of the following criteria:

Supervisors Ammiano, Bierman, Leno, Newsom

Supervisor Ammiano

BOARD OF SUPERVISORS

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1 a. *Must be (i) currently incorporated and in good standing as a Section 501(c)(3)*
2 *corporation pursuant to the federal tax laws or (ii) a fiscally sponsored project of a tax-exempt*
3 *corporation that is operating for purposes consistent with Section 501(c)(3) status.*

4 b. *Must exist, as its primary nonprofit purpose, to support, create or perform an arts-*
5 *related function in one or more of the following six disciplines: visual arts, dance, theater, music,*
6 *literary arts, or new genre/multimedia.*

7 c. *Must have had an annual operating budget of no more than \$1.2 million for the*
8 *organization's fiscal year ending just prior to the submission of an application for rent assistance.*

9 d. *Must be able to demonstrate financial accountability by submitting the organization's*
10 *Form 990 for the most recent tax year, a year-end financial report corresponding to the Form 990, and*
11 *an operating budget for the current fiscal year.*

12 e. *Must be able to demonstrate a recent history of financial stability as reflected by an*
13 *absence of unplanned operating deficit of significance, a positive fund balance, or a meaningful cash*
14 *reserve. The financial impact of a recent rent increase shall not be considered as a negative factor*
15 *with respect to the organization's history of financial stability.*

16 f. *Must demonstrate substantial continuing activities in and support from the community*
17 *through one or more of the following: three letters of support from the organization's constituents*
18 *describing the organization's relationship with and contribution to the community, a published*
19 *calendar of the organization's activities, a selection of recent published reviews of the organization's*
20 *work, and/or other equivalent documentation.*

21 g. *Must have been in existence in San Francisco for at least two years prior to the filing of*
22 *an application for rent assistance.*

23 h. *Must establish proof that the organization has at least one year remaining on a lease for*
24 *space in San Francisco, as of the filing of an application for rent assistance. This may be established*

by the submission of a written lease agreement, a letter of commitment from a landlord, or by such other evidence as reasonably establishes the existence of a one-year leasehold.

i. Must demonstrate financial need for rent assistance as a result of a recent or upcoming significant increase in rent. An increase of rent is considered significant if it is an increase of 100 percent or more over the previous year's rent. This may be established by the submission of a written lease agreement that shows a significant increase in rent in comparison to the immediately preceding lease; a letter from a landlord indicating an increase in rent, or by such other evidence as reasonably establishes that the rent on the leasehold has increased significantly.

j. Must submit a business plan or other strategy indicating the organization's plan for future fiscal management, including supporting its space needs and sustaining itself economically without the use of City rent assistance after the period for which City rent assistance is sought.

3. Limits on Grant Funds.

a. An organization may receive funds pursuant to this legislation only for the portion of rent that represents an increase over the prior year's rent.

b. An organization may not receive cumulative City funding for rent assistance pursuant to this legislation and any other City grant program that totals more than (i) 50 percent of the total annual rent for the leasehold for which the organization has applied or (ii) \$80,000 within a 12-month period or whatever amount is less than \$80,000.

c. An organization may receive rent assistance for a total of 12 months, beginning on the date of filing an application for funding. An organization may reapply for additional rent assistance for subsequent years.

d. Only one grant may be awarded per leasehold within a 12-month period. Thus, where multiple organizations share the use of a single leasehold, only one application may be awarded for such leasehold.

1 e. Grant funds pursuant to this legislation may be used only to pay rent, and only for the
2 leasehold that the grant recipient identified in its application for rent assistance in the absence of a
3 written modification of the organization's grant agreement. If a grant recipient is found to have spent
4 such grant funds on any expenses other than rent, the City may require the applicant to refund all grant
5 monies received under this program, plus interest and the City's costs of recouping the grant monies.

6 4. Administration and Selection Process.

7 a. The Arts Commission shall award a grant of the entire \$1.5 million to the California
8 Lawyers for the Arts to administer the rent assistance and award the funding to other eligible
9 organizations. The Arts Commission shall disburse one half of the appropriation upon the effective
10 date of this legislation, and the remaining one half after the first half has been expended. The Arts
11 Commission or California Lawyers for the Arts may adopt reasonable rules and procedures to
12 implement this legislation consistent with its purposes. California Lawyers for the Arts shall be
13 responsible for all administrative, organizational and record-keeping functions under this program,
14 and such other functions as the Arts Commission may determine.

15 b. An applicant may apply for rent assistance by submission of evidence of all of the
16 eligibility criteria set forth above to the California Lawyers for the Arts. Any request must clearly
17 specify the amount of funding the applicant is requesting.

18 c. The California Lawyers for the Arts shall form a selection panel, consisting of a staff
19 representative of the Arts Commission chosen by the Director of Cultural Affairs, a staff representative
20 of Grants for the Arts chosen by the Director of Grants for the Arts, and a third member, as set forth
21 below. The Director of Cultural Affairs and Director of Grants for the Arts shall mutually select one
22 representative for each of the following six arts disciplines -- visual arts, dance, theater, music, literary
23 arts, and new genre/multimedia.

24 d. Each selection panelist representing each of the six specified disciplines must be either
25 an executive director or artistic director of a Section 501(c)(3) arts organization with five years of

1 *experience in the particular discipline he/she is chosen to represent, and a history of involvement in the*
2 *community of that discipline in San Francisco.*

3 *e. Selection panelists may be reasonably compensated for their service out of the*
4 *administrative fee for the program, in the discretion of the California Lawyers for the Arts.*

5 *f. When reviewing an application for funding, the Arts Commission representative, the*
6 *Grants for the Arts representative and the representative for the discipline that corresponds to the*
7 *applicant organization's purpose shall serve as the selection panel. Where an organization is*
8 *multidisciplinary, the Director of Cultural Affairs and Director of Grants for the Arts shall determine*
9 *which discipline representative to include on the selection panel. The selection panel must reach*
10 *unanimous agreement in order to provide funding to an organization. The selection panel shall report*
11 *its determination to the California Lawyers for the Arts, which shall then administer the grant fund, as*
12 *appropriate.*

13 *g. In reviewing applications and awarding grants, the selection panel shall be guided by*
14 *the following considerations. Generally, grants shall be awarded on a first-come, first-served basis to*
15 *eligible organizations. The purpose of this program is not to weigh the relative merits of arts*
16 *organizations, but to attempt to stabilize the arts community in San Francisco that is threatened by*
17 *displacement due to increased rents. Therefore, if an organization meets the eligibility criteria stated*
18 *in this legislation, it should be given greatest consideration for funding in the absence of compelling*
19 *reasons to deny funding. The Board of Supervisors realizes that, because of the revolving nature of this*
20 *rent assistance program, the selection panel may not have an opportunity to review applicants in*
21 *relation to one another, and that funding may run out before a worthy applicant has had an opportunity*
22 *to apply for funding. To the best of its ability, when there are multiple pending applications from a*
23 *variety of disciplines, the selection panel should attempt to distribute the available funding evenly*
24 *between the six stated disciplines and to give priority to applications for leaseholds that are used by*
25 *multiple arts organizations. If there is insufficient funding available to fully fund pending applications,*

1 the selection panel may weigh the relative merits of the various organizations in terms of quality and
2 consistency of service in determining how best to distribute the available funds, with the primary
3 ultimate goal of promoting stability in the arts community.

4 h. A selection panelist may not have a financial interest in an application before that
5 panelist for review. In the event of such financial interest, the remaining two panelists shall review and
6 determine the grant application without the participation of the panelist with the financial interest.

7 5. Reporting Requirements.

8 a. Each grant recipient must submit a report to the California Lawyers for the Arts within
9 30 days after the completion of the period for which rent assistance was provided which contains a
10 statement and independent verification that the grant funding was spent on rent for the appropriate
11 leasehold.

12 b. The California Lawyers for the Arts shall report to the Arts Commission and the Board
13 of Supervisors monthly on the following: the identity of the applicants for funding within the one-
14 month period, which organizations received funding, how much funding each organization received, a
15 statement of the balance of the fund (including interest earned), and the amount of administrative fees
16 allocated. Within two months after funding under this legislation is depleted, the California Lawyers
17 for the Arts shall submit a final report to the Arts Commission and the Board of Supervisors stating the
18 cumulative total of the information contained in the one-month reports.

19 6. Urgency. The Board of Supervisors intends that this rent assistance be made available
20 to eligible organizations as quickly as possible. Therefore, the selection panel shall convene as soon as
21 possible and may start awarding grants immediately on the basis of complete application submittals,
22 even in the absence of a formal standardized application request form. Grant applications shall be
23 reviewed and determined on a rolling basis, and the selection panel shall attempt to meet frequently, as
24 needed. If a selection panelist has not yet been chosen for each of the six stated disciplines, the panel
25

1 may review and determine grant applications for those disciplines for which a selection panelist has
2 been selected.

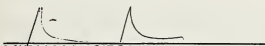
3 7. Administrative Fees. The California Lawyers for the Arts may recoup a reasonable
4 administrative fee, in the discretion of the Arts Commission, from the \$1.5 million appropriation from
5 the general fund.

6 8. Interest-Bearing Account and Carry Over of Funds. The California Lawyers for the
7 Arts shall hold the \$1.5 million appropriated to this purpose in an interest-bearing account. Any
8 interest earned shall be credited to and become part of the principal thereof, and shall not be expended
9 for any purpose other than the purposes of this legislation. Any balance remaining in this account at
10 the close of any fiscal year shall be deemed to have been provided for a specific purpose within the
11 meaning of the Charter and shall be carried forward and accumulated in said account for the purposes
12 recited in this legislation.

13
14 APPROVED AS TO FORM:

15 LOUISE H. RENNE, City Attorney

16
17 By:

18 
19 MIRIAM L. STOMBLER
20 Deputy City Attorney
21
22
23
24
25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001811

Date Passed:

Ordinance establishing terms and conditions for the expenditure of an appropriation of 1.5 million dollars from the general fund to provide a grant to California Lawyers for the Arts to give rent subsidies to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases.

October 30, 2000 Board of Supervisors — AMENDED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

October 30, 2000 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

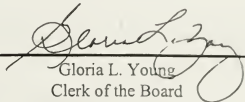
November 6, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

File No. 001811

I hereby certify that the foregoing Ordinance was FINALLY PASSED on November 6, 2000 by the Board of Supervisors of the City and County of San Francisco.

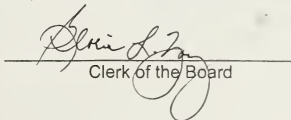

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.

November 17, 2000

I hereby certify that the foregoing ordinance, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.


Clerk of the Board

File No.
001811

[Sheriff's Cash Revolving Fund]

AMENDING SECTION 10.164 OF THE SAN FRANCISCO ADMINISTRATIVE CODE TO
INCREASE THE SHERIFF'S CASH REVOLVING FUND FROM \$3,000 TO \$8,000.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

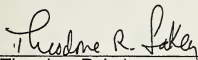
Section 1. Section 10.164 of the San Francisco Administrative Code is hereby
amended, to read as follows:

SEC. 10.164. CASH REVOLVING FUNDS – SHERIFF; (((\$3,000)) \$8,000.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:


Theodore R. Lahey
Deputy City Attorney

DOCUMENTS DEPT.

DEC 20 2000

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001851

Date Passed:

Ordinance amending Section 10.164 of the San Francisco Administrative Code to increase the Sheriff's Cash Revolving Fund from \$3,000 to \$8,000.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

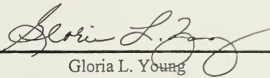
November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Katz

File No. 001851

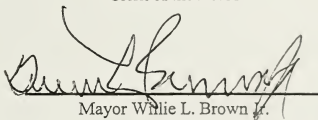
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 23 2000

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 001852

ORDINANCE NO. 269-00

[Sheriff Inmate Welfare Fund]

AMENDING SECTION 10.164-1 OF THE SAN FRANCISCO ADMINISTRATIVE CODE TO
DECREASE THE SHERIFF INMATE WELFARE FUND FROM \$10,000 TO \$5,000.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 10.164-1 of the San Francisco Administrative Code is hereby
amended, to read as follows:

SEC. 10.164-1. CASH REVOLVING FUNDS – SHERIFF INMATE WELFARE FUND;
(((\$10,000)) \$5,000).

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:

Theodore R. Lahey
Theodore R. Lahey
Deputy City Attorney

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City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001852

Date Passed:

Ordinance amending Section 10.164-1 of the San Francisco Administrative Code to decrease the Sheriff Inmate Welfare Fund from \$10,000 to \$5,000.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

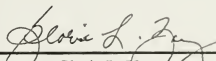
November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

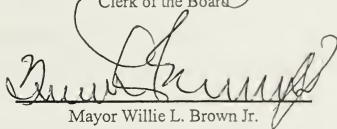
File No. 001852

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 23 2000
Date Approved



Mayor Willie L. Brown Jr.

[Sheriff Transportation Funds]

REPEALING SECTION 10.164-2 OF THE SAN FRANCISCO ADMINISTRATIVE CODE,
THEREBY ELIMINATING THE CASH REVOLVING FUND OF \$20,000 FOR SHERIFF
TRANSPORTATION.

Note: Deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 10.164-2 of the San Francisco Administrative Code is hereby
repealed, as follows:

((SEC. 10.164-2. CASH REVOLVING FUNDS – SHERIFF TRANSPORTATION;
\$20,000.))

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:

Theodore R. LaKey
Theodore R. LaKey
Deputy City Attorney

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DEC 20 2000

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001853

Date Passed:

Ordinance amending Section 10.164-2 of the San Francisco Administrative Code, thereby eliminating the Cash Revolving Fund of \$20,000 for Sheriff Transportation.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

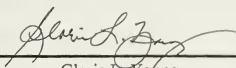
Absent: 1 - Katz

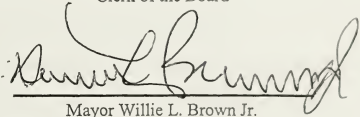
File No. 001853

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.

NOV 23 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING AMENDMENT NO. 1 TO THE 1997-2001 MEMORANDUM OF
3 UNDERSTANDING BETWEEN THE BUILDING INSPECTORS, LOCAL 22 AND THE CITY
4 AND COUNTY OF SAN FRANCISCO BY APPENDING THE FOLLOWING LIST OF PAST
5 PRACTICES PURSUANT TO ARTICLE V.C. OF THE MEMORANDUM OF
6 UNDERSTANDING

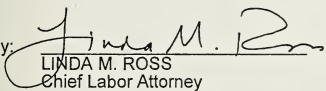
7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 1
9 to the 1997-2001 Memorandum of Understanding between the Building Inspectors, Local 22
10 and the City and County of San Francisco by appending the following list of past practices
11 pursuant to Article V.C. of the Memorandum of Understanding. The Amendment to the
12 Memorandum of Understanding so implemented (including the list of appended past
13 practices) is on file in the office of the Board of Supervisors.
14

15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney
17

18
19 By:

20 
LINDA M. ROSS
Chief Labor Attorney
21
22
23
24
25

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Ordinance

File Number: 001854

Date Passed:

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Building Inspectors Association, Local 22 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 8 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Yaki

Absent: 3 - Newsom, Teng, Yee

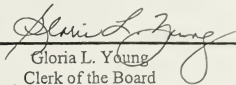
November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

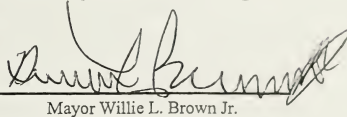
File No. 001854

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.


Gloria L. Young
Clerk of the Board

NOV 23 2000

Date Approved


Mayor Willie L. Brown Jr.

[Memorandum of Understanding]
IMPLEMENTING AMENDMENT NO. 1 TO THE 1997-2001 MEMORANDUM OF
UNDERSTANDING BETWEEN THE PILE DRIVERS, DIVERS, CARPENTERS, BRIDGE,
WHARF & DOCK BUILDERS, LOCAL UNION NO. 34 AND THE CITY AND COUNTY OF
SAN FRANCISCO BY APPENDING THE FOLLOWING LIST OF PAST PRACTICES
PURSUANT TO ARTICLE V.C. OF THE MEMORANDUM OF UNDERSTANDING

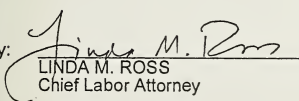
Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Pile Drivers, Divers, Carpenters, Bridge, Wharf & Dock Builders, Local Union No. 34 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. The Amendment to the Memorandum of Understanding so implemented (including the list of appended past practices) is on file in the office of the Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:


LINDA M. ROSS
Chief Labor Attorney

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Ordinance

File Number: 001855

Date Passed:

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Pile Drivers, Divers, Carpenters, Bridge, Wharf & Dock Builders, Local Union No. 34 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

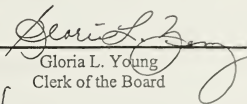
Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki
Absent: 2 - Newsom, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

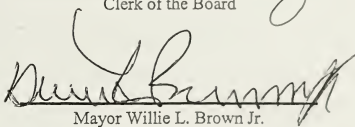
File No. 001855

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.


Gloria L. Young
Clerk of the Board

NOV 23 2000

Date Approved


Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

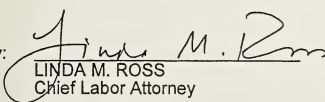
2 IMPLEMENTING AMENDMENT NO. 1 TO THE 1997-2001 MEMORANDUM OF
3 UNDERSTANDING BETWEEN THE UNITED UNION OF ROOFERS, WATERPROOFERS
4 AND ALLIED WORKERS, LOCAL UNION NO. 40 AND THE CITY AND COUNTY OF SAN
5 FRANCISCO BY APPENDING THE FOLLOWING LIST OF PAST PRACTICES PURSUANT
6 TO ARTICLE V.C. OF THE MEMORANDUM OF UNDERSTANDING

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 3
9 to the 1997-2001 Memorandum of Understanding between the United Union Of Roofers,
10 Waterproofers And Allied Workers, Local Union No. 40 and the City and County of San
11 Francisco by appending the following list of past practices pursuant to Article V.C. of the
12 Memorandum of Understanding. The Amendment to the Memorandum of Understanding so
13 implemented (including the list of appended past practices) is on file in the office of the Board
14 of Supervisors.

15
16 APPROVED AS TO FORM:

17 LOUISE H. RENNE, City Attorney

18
19
20 By: 

21 LINDA M. ROSS
22 Chief Labor Attorney
23
24
25

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Ordinance

File Number: 001856

Date Passed:

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the United Union of Roofers, Waterproofers and Allied Workers, Local Union No. 40 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

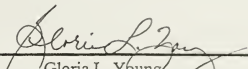
Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki
Absent: 2 - Newsom, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Katz

File No. 001856

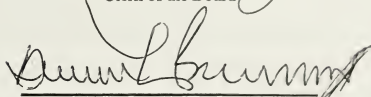
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 23 2000

Date Approved



Mayor Willie L. Brown Jr.

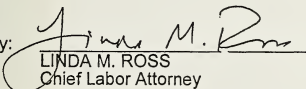
[Memorandum of Understanding]
IMPLEMENTING AMENDMENT NO. 2 TO THE 1997-2001 MEMORANDUM OF
UNDERSTANDING BETWEEN THE GLAZIERS, LOCAL UNION NO. 718 AND THE CITY
AND COUNTY OF SAN FRANCISCO BY APPENDING THE FOLLOWING LIST OF PAST
PRACTICES PURSUANT TO ARTICLE V.C. OF THE MEMORANDUM OF
UNDERSTANDING

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 3 to the 1997-2001 Memorandum of Understanding between the Glaziers, Local Union No. 718 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding. The Amendment to the Memorandum of Understanding so implemented (including the list of appended past practices) is on file in the office of the Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: 
LINDA M. ROSS
Chief Labor Attorney

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Ordinance

File Number: 001857

Date Passed:

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Glaziers, Local Union No. 718 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

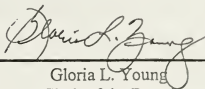
Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki
Absent: 2 - Newsom, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Katz

File No. 001857

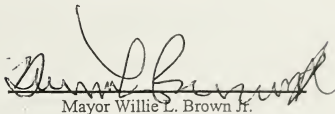
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 23 2000

Date Approved



Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]
2 IMPLEMENTING AMENDMENT NO. 1 TO THE 1997-2001 MEMORANDUM OF
3 UNDERSTANDING BETWEEN THE SUPERVISING PROBATION OFFICERS, LOCAL
4 UNION NO. 3 AND THE CITY AND COUNTY OF SAN FRANCISCO BY APPENDING THE
5 FOLLOWING LIST OF PAST PRACTICES PURSUANT TO ARTICLE V.C. OF THE
6 MEMORANDUM OF UNDERSTANDING

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 1
9 to the 1997-2001 Memorandum of Understanding between the Supervising Probation
10 Officers, Local Union No. 3 and the City and County of San Francisco by appending the
11 following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.
12 The Amendment to the Memorandum of Understanding so implemented (including the list of
13 appended past practices) is on file in the office of the Board of Supervisors.
14

15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17
18
19 By:

20 
LINDA M. ROSS
21 Chief Labor Attorney
22
23
24
25

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Ordinance

File Number: 001858

Date Passed:

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Supervising Probation Officers, Local Union No. 3 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki
Absent: 2 - Newsom, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

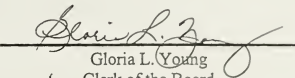
Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

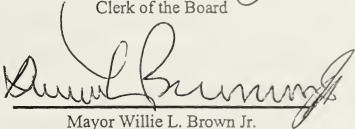
File No. 001858

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.

NOV 23 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING AMENDMENT NO. 2 TO THE 1997-2001 MEMORANDUM OF
3 UNDERSTANDING BETWEEN AUTOMOTIVE MACHINISTS, LOCAL 1414 AND THE CITY
4 AND COUNTY OF SAN FRANCISCO BY APPENDING THE FOLLOWING LIST OF PAST
5 PRACTICES PURSUANT TO ARTICLE V.C. OF THE MEMORANDUM OF
6 UNDERSTANDING

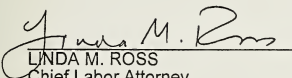
7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 2
9 to the 1997-2001 Memorandum of Understanding between Automotive Machinists, Local
10 1414 and the City and County of San Francisco by appending the following list of past
11 practices pursuant to Article V.C. of the Memorandum of Understanding. The Amendment to
12 the Memorandum of Understanding so implemented (including the list of appended past
13 practices) is on file in the office of the Board of Supervisors.

15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

19 By:

20 
LINDA M. ROSS
21 Chief Labor Attorney

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1 Dr. Carlton B. Goodlett Place
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Tails Ordinance

File Number: 001859

Date Passed:

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Automotive Machinists, Local 414 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

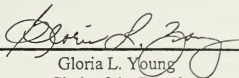
Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki
Absent: 2 - Newsom, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Katz

File No. 001859

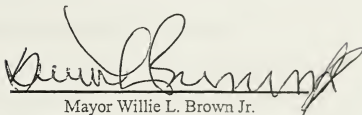
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 23 2000

Date Approved



Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING AMENDMENT NO. 3 TO THE 1997-2001 MEMORANDUM OF
3 UNDERSTANDING BETWEEN THE LABORERS, LOCAL UNION NO. 261 AND THE CITY
4 AND COUNTY OF SAN FRANCISCO BY APPENDING THE FOLLOWING LIST OF PAST
5 PRACTICES PURSUANT TO ARTICLE V.C. OF THE MEMORANDUM OF
6 UNDERSTANDING

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of Amendment No. 3
9 to the 1997-2001 Memorandum of Understanding between the Laborers, Local Union No. 261
10 and the City and County of San Francisco by appending the following list of past practices
11 pursuant to Article V.C. of the Memorandum of Understanding. The Amendment to the
12 Memorandum of Understanding so implemented (including the list of appended past
13 practices) is on file in the office of the Board of Supervisors.

14
15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17
18
19 By:

20 
LINDA M. ROSS
Chief Labor Attorney

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Ordinance

File Number: 001860

Date Passed:

Ordinance implementing Amendment No. 3 to the 1997-2001 Memorandum of Understanding between the Laborers, Local Union No. 261 and the City and County of San Francisco by appending the following list of past practices pursuant to Article V.C. of the Memorandum of Understanding.

November 6, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki

Absent: 2 - Newsom, Yee

November 13, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

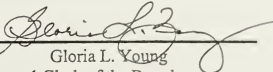
Absent: 1 - Katz

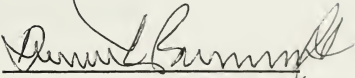
File No. 001860

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on November 13,
2000 by the Board of Supervisors of the City
and County of San Francisco.

NOV 23 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

41 Library
100 Larkin Street Govt Information Center

[Dwelling Unit Parking Reduction in Neighborhood Commercial Districts]
AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE
(PLANNING CODE) BY AMENDING SECTION 161(j) TO ADDITIONAL
COMPATIBILITY FINDINGS FOR THE CONSIDERATION OF CONDITIONAL USE
APPLICATIONS FOR OFF-STREET PARKING REDUCTIONS FOR DWELLING UNITS
IN NEIGHBORHOOD COMMERCIAL DISTRICTS, ADOPTING FINDINGS
PURSUANT TO PLANNING CODE SECTION 101.1.

Note: additions are underlined. Deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) General Findings.

The Board of Supervisors hereby finds and declares that the following existing conditions create a need to amend Planning Code Section 161(j):

Section 161(j) of the Planning Code establishes a conditional use process whereby the Planning Commission may approve a reduction in the off-street parking requirement for dwelling units in Neighborhood Commercial Districts upon making specific findings that the parking reduction is justified given the anticipated auto usage of the project and that the reduction would not be detrimental to the health, safety and general welfare of persons in the area.

These findings alone do not provide for consideration of the compatibility of such a proposal with either the surrounding development pattern, local area character or the intent of the specific neighborhood commercial district in which the proposal is located. Neighborhood

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DEPARTMENT OF PLANNING
BOARD OF SUPERVISORS

JAN 11 2001

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Page 1

May 23, 2000

M:\CITYWIDE\PROJECTS\NCD\INLET\SEC_161.ORD

1 Commercial Districts are mixed-use districts consisting of commercial development on the lower
2 floors and residential uses on the upper floors. However, all such districts are not uniform in
3 composition, character or function. Some are more uniformly commercial, having continuous
4 pedestrian-oriented retail streets and little or no housing, while others are primarily residential in
5 character with a much smaller and scattered commercial presence.

6 As most Neighborhood Commercial Districts consist of relatively small-scale individual
7 developments within a pattern of narrow lots, the typical locations of driveways, garage doors
8 and parking spaces are often in conflict with pedestrian-oriented retail uses on the ground floor.

9 The appropriateness of a dwelling unit parking reduction at any given location should
10 consider the character and function of the specific district in which it is located and the
11 compatibility of the proposed building form and combination of uses with the surrounding
12 context.

13 Without the standard findings required for conditional uses under Section 303(c)(1-4), no
14 guidance is given in evaluating whether such a project is compatible with its surroundings as an
15 indication as to whether a dwelling unit parking reduction is appropriate at any given location.

16 One of the Priority General Plan Policies passed by the voters as an Initiative Ordinance in
17 1986 and found in Planning Code Section 101.1(b) states, that existing housing and
18 neighborhood character be conserved and protected in order to preserve the cultural and
19 economic diversity of our neighborhoods. Including findings requiring consideration of
20 neighborhood character and compatibility with existing development pattern to conditional use
21 authorizations for dwelling unit parking reductions in Neighborhood Commercial Districts will
22 directly further this policy by encouraging the conservation of neighborhood character.

23 The Board finds that it is necessary to the public health, safety and welfare that existing

neighborhood character of communities including and surrounding Neighborhood Commercial Districts be preserved and enhanced and that consideration of compatibility with existing development and the intent of the individual Neighborhood Commercial District in evaluating conditional use applications for dwelling unit parking reductions in such districts would support this objective.

(b) Priority Policy Findings.

Pursuant to Section 101.1 of the Planning Code, the Board of Supervisors makes the following findings:

- (1) The legislation is consistent with Priority Policy 1 in that it would enhance neighborhood-serving businesses which provide employment and ownership opportunities for local residents by encouraging compatible future development and building alterations which support the character of the district.
- (2) The legislation is consistent with Priority Policy 2 in that it would encourage the conservation of neighborhood character by providing specific findings related to compatibility with existing character and the intent of the specific Neighborhood Commercial District as part of these specific conditional use authorizations.
- (3) The legislation is consistent with Priority Policy 3 in that it would have no effect on city's supply of affordable housing.
- (4) The legislation is consistent with Priority Policy 4 in that it would not effect commuter traffic or Muni transit service.
- (5) The legislation is consistent with Priority Policy 5 in that it would not effect industrial or service uses.
- (6) The legislation is consistent with Priority Policy 6 in that it would have no adverse effect

on the city's earthquake preparedness.

(7) The legislation is consistent with Priority Policy 7 in that it would not change the rules regarding landmarks and historic buildings.

(8) The legislation is consistent with Priority Policy 8 in that it would not effect parks and open spaces.

Section 2. Planning Code Section 161 is hereby amended to read as follows.

SEC. 161. EXEMPTIONS FROM OFF-STREET PARKING, FREIGHT LOADING AND SERVICE VEHICLE REQUIREMENTS.

The following exemptions shall apply to the requirements for off-street parking and loading spaces set forth in Sections 151 through 155 of this Code. These provisions, as exemptions, shall be narrowly construed.

- (a) No off-street parking shall be required for a one-family or two-family dwelling where the lot on which such dwelling is located is entirely inaccessible by automobile because of topographic conditions.
- (b) No off-street loading shall be required where access to the lot cannot be provided other than by means of a driveway across a sidewalk 25 feet or more in width from the curb to the front lot line which would cause serious disruption to pedestrian traffic.
- (c) In recognition of the compact and congested nature of the downtown area and portions of Chinatown, the accessibility of this area by public transit, and programs for provision of public parking facilities on an organized basis at specific locations, no off-street parking shall be required for any use, other than dwellings where a requirement is specified, in any C-3, Chinatown Visitor Retail, or

Chinatown Residential Neighborhood Commercial Districts.

(d) In recognition of the small scale of development, the desirability of retention and conversion of many existing buildings of established character, the need to relieve congestion, and the provision of public parking facilities on an organized basis at specific locations, no off-street parking shall be required for any use other than dwellings in the Washington Broadway Special Use District Numbers 1 and 2 as described in Section 239 of this Code and in the Chinatown Community Business District, where the size of the lot does not exceed 20,000 square feet.

(e) In recognition of the close neighborhood orientation of the uses provided for in Residential-Commercial Combined Districts of high density, no off-street parking shall be required for any principal use in an RC-4 District for which the form of measurement is occupied floor area, where the occupied floor area of such use does not exceed 10,000 square feet.

(f) In recognition of the policies set forth in the Northeastern Waterfront Plan, a part of the General Plan, the unique nature of the area and the difficulty of providing vehicular access thereto, the Planning Department or Planning Commission in specific cases may determine an appropriate reduction in off-street parking requirements in Waterfront Special Use District Numbers 1 and 3 as described in Sections 240.1 and 240.3 of this Code, in authorizing any principal or conditional use, respectively, under those sections. In considering any such reduction, the Planning Department for principal uses, and the Planning Commission for conditional uses, shall consider the following criteria:

(1) The anticipated parking demand to be generated by the particular use

1 contemplated;

- 2 (2) Accessibility to the proposed site from freeway ramps or from major
3 thoroughfares;
- 4 (3) Minimization of conflict of vehicular and pedestrian movements;
- 5 (4) The service patterns of forms of transportation other than the automobile;
- 6 (5) The pattern of land uses and the availability of parking in the vicinity;
- 7 (6) The policies set forth in the Northeastern Waterfront Plan, including
8 policies concerning the relative emphasis that should be given to pedestrian
9 and vehicular movement; and
- 10 (7) Such other criteria as may be deemed appropriate in the circumstances of
11 the particular case.

12 (g) In instances in which all public agencies involved have certified by resolution that
13 the requirements of this Code (i) will be satisfied in whole or in part by public
14 off-street parking facilities constructed or authorized to be constructed for a
15 special assessment district or upon any other basis, or (ii) in C-3 and NC Districts
16 will be satisfied by a requirement of a cash contribution in an amount deemed
17 sufficient to provide for the future construction of the required number of parking
18 stalls, off-street parking required for individual buildings and uses may be
19 correspondingly reduced if the total off-street parking supply in the area will
20 nevertheless meet the requirements of this Code for all buildings and uses in the
21 area.

22 (h) The off-street parking requirements for dwelling units in the North of Market
23 Residential Special Use District, as described in Section 249.5 of this Code, may

1 be reduced by the Planning Commission pursuant to the procedures for
2 conditional use authorization set forth in Section 303 of this Code. In acting upon
3 any application for a reduction of requirements, the Planning Commission shall
4 consider the criteria set forth below in lieu of the criteria set forth in Section
5 303(c), and may grant the reduction if it finds that:

- 6 (1) The reduction in the parking requirement is justified by the reasonably
7 anticipated auto usage by residents of and visitors to the project; and
8 (2) The reduction in the parking requirement will not be detrimental to the
9 health, safety, convenience, or general welfare of persons residing or
10 working in the vicinity.

- 11 (i) In recognition of the fact that site constraints in C-3 Districts may make provision
12 of required freight loading and service vehicle spaces impractical or undesirable, a
13 reduction in or waiver of the provision of freight loading and service vehicle
14 spaces for uses in C-3 Districts may be permitted, in accordance with the
15 provisions of Section 309 of this Code. In considering any such reduction or
16 waiver, the following criteria shall be considered:

- 17 (1) Provision of freight loading and service vehicle spaces cannot be
18 accomplished underground because site constraints will not permit ramps,
19 elevators, turntables and maneuvering areas with reasonable safety;
20 (2) Provision of the required number of freight loading and service vehicle
21 spaces on-site would result in the use of an unreasonable percentage of
22 ground-floor area, and thereby preclude more desirable use of the ground
23 floor for retail, pedestrian circulation or open space uses;

- (3) A jointly used underground facility with access to a number of separate buildings and meeting the collective needs for freight loading and service vehicles for all uses in the buildings involved, cannot be provided; and
- (4) Spaces for delivery functions can be provided at the adjacent curb without adverse effect on pedestrian circulation, transit operations or general traffic circulation, and off-street space permanently reserved for service vehicles is provided either on-site or in the immediate vicinity of the building.
- (j) The off-street parking requirements for dwelling units in NC Districts, as described in Article 7 of this Code, may be reduced by the Planning Commission pursuant to the procedures for conditional use authorization set forth in Section 303 of this Code. In acting upon any application for a reduction of requirements, the Planning Commission shall consider the criteria set forth below in lieu of the criteria set forth in Section 303(c), and may grant the reduction if it finds that:
- (1) The reduction in the parking requirement is justified by the reasonably anticipated auto usage by residents of and visitors to the project; ((and))
- (2) The reduction in the parking requirement will not be detrimental to the health, safety, convenience, or general welfare of persons residing or working in the vicinity;((.))
- (3) The project is consistent with the existing character and pattern of development in the area; and
- (4) The project is consistent with the description and intent of the neighborhood commercial district in which it is located.
- (k) For arts activities in the RED, RSD, SPD, SLR, SLI or SSO Districts which will

1 operate primarily during evenings and weekends, the Zoning Administrator may
2 reduce or waive the off-street parking requirement when he or she determines
3 pursuant to Section 307(g) that within an 800 foot walking distance from the site
4 the anticipated demand from the proposed project, in combination with the
5 existing nighttime and/or weekend demand for parking within the same geographic
6 area at the time of the permit application, would not exceed 90 percent of the
7 on-street or off-street parking spaces available to the public within the subject
8 area. The applicant shall provide to the Zoning Administrator an acceptable
9 parking survey and study which shows evidence of existing parking resources and
10 demand and anticipated demand generated by the proposed project and nearby
11 land uses. The Zoning Administrator may impose conditions on reduction or
12 waiver of the requirement, including, but not limited to, advertising of nearby
13 transit and parking facilities, requiring valet parking services and/or leasing
14 parking spaces on nearby lots during performance or exhibition activities.

15 (1) Beginning on the effective date of Ordinance No. 412-88 (effective
16 October 10, 1988), within any South of Market District, the Zoning
17 Administrator, upon application pursuant to Section 307(g), may waive or
18 reduce the required off-street parking for any nonresidential use where he
19 or she determines that: (1) sufficient spaces to replace the waived or
20 modified requirement will be provided within a parking facility open to the
21 public sponsored by the San Francisco Parking authority or the City and
22 County of San Francisco; (2) it is anticipated that the replacement spaces
23 will be available not more than 10 years after the parking would otherwise

1 first be required to be available; (3) the facility in question is within a
2 walking distance, as defined in Section 159(d), of one-half mile; and (4)
3 the applicant agrees to pay a one-time fee of \$15,000 (this amount shall be
4 adjusted annually effective April 1st of each calendar year by the
5 percentage of change in the Building Cost Index used by the San Francisco
6 Bureau of Building Inspection) for each space as to which the requirement
7 is waived or modified, which fee shall be deposited to the Off Street
8 Parking Fund for the purpose of acquiring property or rights to property,
9 through lease, purchase, or other means, and design, improvement and
10 maintenance of property, for the general purpose of providing publicly
11 accessible parking within the South of Market Base District, as defined in
12 City Planning Code Section 820 and identified on Sectional Map 3SU of
13 the Zoning Map of the City and County of San Francisco, which parking is
14 reasonably expected to be used by persons who live, work, shop, do
15 business or visit in the South of Market Base District. Said fee, and any
16 interest accrued by such fee, shall be used for the purposes stated herein
17 unless it is demonstrated that it is no longer needed. This payment shall be
18 paid in full to the City prior to the issuance of any temporary or other
19 certificate of occupancy for the subject property.

- 20 (m) Within the South of Market Base District, the required off-street parking for any
21 nonresidential principal or conditional use in structures designated as landmarks,
22 as contributory buildings within a historic district identified in the approved South
23 of Market Plan or as significant or contributory buildings pursuant to Article 11 of

1 this Code, may be modified or waived by the Zoning Administrator pursuant to
2 Section 307(g) of this Code when the Landmark Preservation Advisory Board
3 advises that the provision of parking would adversely affect the landmark,
4 significant or contributory character of the structure or that modification or waiver
5 would enhance the economic feasibility of preservation of the landmark or
6 structure.

7 (n) With respect to dwelling units in the Chinatown Mixed Use Districts, the parking
8 requirement may be reduced to not less than one space for each four dwelling
9 units, if the Zoning Administrator determines pursuant to Section 307(g) that the
10 reduced parking requirement is sufficient to serve the reasonably anticipated auto
11 ownership by residents of and auto usage by visitors to the project.

12 (o) Within the South of Market Base District, upon approval by the Zoning
13 Administrator pursuant to Section 307(g), the required off-street parking for bars,
14 restaurants, arts, nighttime entertainment, pool halls, and neighborhood-serving
15 retail or personal service activities may be modified, reduced or waived through
16 participation in a Parking Management Program approved by the Zoning
17 Administrator which may include, but need not be limited to, participation in a
18 coordinated off-site satellite parking facilities program, shuttle service, specified
19 signage and designated advertising procedures. (Added by Ord. 414-85, App.

20 ///

21 ///

22 ///

23 ///

9/17/85; amended by Ord. 69-87, App. 3/13/87; Ord. 131-87, App. 4/24/87; Ord.
115-90, App. 4/6/90; Ord. 15-98, App. 1/16/98)

APPROVED AS TO FORM:

LOUISE H. RENNE, CITY ATTORNEY

By:

Judith A. Boyajian

JUDITH A. BOYAJIAN

Deputy City Attorney

SAN FRANCISCO DEPARTMENT OF CITY PLANNING
CATEGORICALLY EXEMPT FROM ENVIRONMENTAL

CLASS Not a project per CEQA

Statutes Section 21065.

Diane Wong 5/24/00



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001421

Date Passed:

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Section 161(j) to additional compatibility findings for the consideration of conditional use applications for off-street parking reductions for dwelling units in Neighborhood Commercial Districts, adopting findings pursuant to Planning Code Section 101.1.

November 20, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

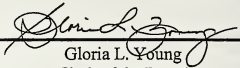
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

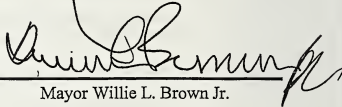
File No. 001421

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

[Neighborhood Commercial District Permit Notification]

AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE (PLANNING CODE) BY ADDING SECTION 312 TO ESTABLISH A 30-DAY MAILING AND POSTING NOTIFICATION REQUIREMENT FOR BUILDING PERMIT APPLICATIONS PROPOSING DEMOLITION, NEW CONSTRUCTION, ALTERATIONS EXPANDING THE EXTERIOR DIMENSIONS OF A BUILDING OR CHANGES OF USE IN NEIGHBORHOOD COMMERCIAL DISTRICTS, VARIOUS AMENDMENTS TO SECTION 311 PROVIDING FLEXIBILITY IN THE SCHEDULING OF DISCRETIONARY REVIEW HEARINGS AND ASSIGNING THE ADMINISTRATION OF RESIDENTIAL DESIGN GUIDELINES AND GENERAL PLAN POLICIES TO THE DIRECTOR OF PLANNING, ADOPTING FINDINGS PURSUANT TO PLANNING CODE SECTION 101.1.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) General Findings.

The Board of Supervisors hereby finds and declares that the following existing conditions create a need to add Planning Code Section 312:

There is currently no public notification requirement under the Planning Code for building permit applications on properties within Neighborhood Commercial

Supervisor Leno

DEPARTMENT OF PLANNING
BOARD OF SUPERVISORS

DOCUMENTS DEPT.

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Page 1

July 17, 2000

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1 Districts.

2 Neighborhood Commercial Districts are mixed-use zoning districts typically
3 including both commercial uses at the street level and dwelling units on the upper
4 floors.

5 Neighborhood Commercial Districts are typically located abutting or in a
6 surrounding context of residentially zoned properties. Building projects and various
7 types of commercial uses in Neighborhood Commercial Districts can have direct and
8 indirect impacts on local area residents.

9 In 1996 Section 311 of the Planning Code was enacted, requiring neighborhood
10 notification of building permit applications in Residential Districts where demolition,
11 new construction, building expansion or change of use was proposed. A mailed notice
12 to neighborhood organizations, property owners, residents and occupants within
13 150-feet of a project site, standardized posted notice and a 30-day review period are
14 currently required of such applications under this section.

15 Since the introduction of broader residential notification under Section 311,
16 residents and neighborhood organizations have become accustomed to this contact and
17 opportunity for input.

18 In 1997, the Planning Department conducted a citywide issues survey of
19 neighborhood organizations ("San Francisco Neighborhood Planning - Issues Survey
20 Report"). About 84 of the neighborhood organizations responding (70.5% of the total)
21 identified notification in Neighborhood Commercial Districts as an issue. Public
22 testimony before the Planning Commission has regularly requested some form of

1 notification for building projects and use changes to advise neighbors of the impacts of
2 a proposed project and provide an opportunity to resolve issues affecting quality of life
3 and neighborhood character.

4 One of the Priority General Plan Policies passed by the voters as an Initiative
5 Ordinance in 1986 and found in Planning Code Section 101.1(b) states, "That existing
6 housing and neighborhood character be conserved and protected in order to preserve
7 the cultural and economic diversity of our neighborhoods." The establishment of
8 notification and resultant broader public review of building proposals in Neighborhood
9 Commercial Districts would encourage the conservation of neighborhood character.
10 These mixed-use commercial areas are an expression of the character of the
11 surrounding residential neighborhood and integral to its identification.

12 The Board finds that it is necessary to the public health, safety and welfare that
13 existing neighborhood character of communities including and surrounding
14 Neighborhood Commercial Districts be protected, and that public notification of
15 building permit applications should be instituted to advise surrounding property
16 owners, residents and business persons of such applications. This notice would provide
17 an opportunity to identify and resolve potential conflicts.

18 (b) Priority Policy Findings. The proposed amendment would conform to the Priority
19 Policies of Planning Code section 101.1,

20 (1) The legislation is consistent with Priority Policy 1 in that it would encourage the
21 retention of neighborhood-serving businesses which provide employment and
22 ownership opportunities for local residents.

(2) The legislation is consistent with Priority Policy 2 in that it would encourage the conservation of neighborhood character by providing greater notification and broader review of building proposals.

(3) The legislation is consistent with Priority Policy 3 in that it would have no effect on city's supply of affordable housing.

(4) The legislation is consistent with Priority Policy 4 in that it would not effect commuter traffic or Muni transit service.

(5) The legislation is consistent with Priority Policy 5 in that it would not effect industrial or service uses.

(6) The legislation is consistent with Priority Policy 6 in that it would have no adverse effect on the city's earthquake preparedness.

(7) The legislation is consistent with Priority Policy 7 in that it would not change the rules regarding landmarks and historic buildings.

(8) The legislation is consistent with Priority Policy 8 in that it would not effect parks and open spaces.

Section 2. The San Francisco Planning Code is hereby amended by adding Section 312 and amending Section 311, as follows:

SEC. 312. NEIGHBORHOOD COMMERCIAL PERMIT REVIEW PROCEDURES FOR ALL NC DISTRICTS.

(a) Purpose. The purpose of this Section is to establish procedures for reviewing building permit applications for lots in NC Districts in order to determine compatibility of the proposal with the neighborhood and for providing notice to property owners, occupants and residents

neighboring the site of the proposed project and to interested neighborhood organizations, so that concerns about a project may be identified and resolved during the review of the permit.

(b) Applicability. Except as indicated herein, all building permit applications for demolition, new construction, alterations which expand the exterior dimensions of a building, or changes of use per the use categories of Article 7 shall be subject to the notification and review procedures required by this Section. Subsection 312(e) regarding demolition permits and approval of replacement structures shall apply to all NC Districts. For the purposes of this Section, addition to a building of the features listed in Section 136(c)(1) through 136(c)(24) and 136(c)(26) shall not be subject to notification under this Section .

(c) Building Permit Application Review for Compliance and Notification. Upon acceptance of any application subject to this Section, the Planning Department shall review the proposed project for compliance with the Planning Code and any applicable design guidelines approved by the Planning Commission. Applications determined not to be in compliance with the standards of Articles 1.2, 1.5, 2 and 2.5 of the Planning Code, including design guidelines for specific areas adopted by the Planning Commission, or with any applicable conditions of previous approvals regarding the project, shall be held until either the application is determined to be in compliance, is disapproved or a recommendation for cancellation is sent to the Department of Building Inspection.

(1) Neighborhood Commercial Design Guidelines. The construction of new buildings and alteration of existing buildings in NC Districts shall be consistent with the design policies and guidelines of the General Plan as adopted and periodically amended for specific areas or conditions by the Planning Commission. The Director of Planning may require

1 modifications to the exterior of a proposed new building or proposed alteration of an existing
2 building in order to bring it into conformity with the General Plan. These modifications may
3 include, but are not limited to, changes in siting, building envelope, scale texture and detailing,
4 openings, and landscaping.

5 (2) Notification. Upon determination that an application is in compliance with the
6 development standards of the Planning Code, the Planning Department shall cause a notice to
7 be posted on the site pursuant to rules established by the Zoning Administrator and shall cause
8 a written notice describing the proposed project to be sent in the manner described below.
9 This notice shall be in addition to any notices required by the Building Code and shall have a
10 format and content determined by the Zoning Administrator. It shall include a description of
11 the proposal compared to any existing improvements on the site with dimensions of the basic
12 features, elevations and site plan of the proposed project including the position of any adjacent
13 buildings, exterior dimensions and finishes, a graphic reference scale, existing and proposed
14 uses and commercial or institutional business name, if known. The notice shall describe the
15 project review process and shall set forth the mailing date of the notice and the expiration date
16 of the notification period.

17 Written notice shall be mailed to the notification group which shall include the
18 project sponsor, relevant neighborhood organizations as described in Subparagraph
19 312(c)(2)(C) below, all individuals having made a written request for notification for a specific
20 parcel or parcels pursuant to Planning Code Section 351 and all owners and, to the extent
21 practical, occupants, of properties in the notification area.

22 (A) The notification area shall be all properties within 150 feet of the subject

1 lot in the same Assessor's Block and on the block face across from the subject lot. When the
2 subject lot is a corner lot, the notification area shall further include all property on both block
3 faces across from the subject lot, and the corner property diagonally across the street.

4 (B) The latest City-wide Assessor's roll for names and addresses of owners
5 shall be used for said notice.

6 (C) The Planning Department shall maintain a list, available for public
7 review, of neighborhood organizations which have indicated an interest in specific properties or
8 areas. The organizations having indicated an interest in the subject lot or its area shall be
9 included in the notification group for the proposed project.

10 (3) Notification Period. All building permit applications shall be held for a period
11 of 30 calendar days from the date of the mailed notice to allow review by residents, occupants,
12 owners of neighboring properties and by neighborhood groups.

13 (4) Elimination of Duplicate Notice. The notice provisions of this Section may be
14 waived by the Zoning Administrator for building permit applications for projects that have
15 been, or before approval will be, the subject of a duly noticed public hearing before the
16 Planning Commission or Zoning Administrator, provided that the nature of work for which the
17 building permit application is required is both substantially included in the hearing notice and is
18 the subject of the hearing.

19 (d) Requests for Planning Commission Review. A request for the Planning Commission to
20 exercise its discretionary review powers over a specific building permit application shall be
21 considered by the Planning Commission if received by the Planning Department no later than
22 5:00 p.m. of the last day of the notification period as described under Subsection (c)(3) above,

1 subject to guidelines adopted by the Planning Commission.

2 The project sponsor of a building permit application may request discretionary review
3 by the Planning Commission to resolve conflicts between the Director of Planning and the
4 project sponsor concerning requested modifications to comply with relevant design guidelines
5 of the General Plan.

6 (1) Scheduling of Hearing. The Zoning Administrator shall set a time for hearing
7 requests for discretionary review by the Planning Commission within a reasonable period.

8 (2) Notice. Mailed notice of the discretionary review hearing by the Planning
9 Commission shall be given not less than 10 days prior to the date of the hearing to the
10 notification group as described in Paragraph 311(c)(2) above. Posted notice of the hearing
11 shall be made as provided under Planning Code Section 306.8.

12 (e) Demolition of Dwellings, Approval of Replacement Structure Required. Unless the
13 building is determined to pose a serious and imminent hazard as defined in the Building Code
14 an application authorizing demolition in any NC District of an historic or architecturally
15 important building or of a dwelling shall not be approved and issued until the City has granted
16 final approval of a building permit for construction of the replacement building. A building
17 permit is finally approved if the Board of Appeals has taken final action for approval on an
18 appeal of the issuance or denial of the permit or if the permit has been issued and the time for
19 filing an appeal with the Board has lapsed with no appeal filed.

20 (1) The demolition of any building whether or not historically and architecturally important
21 may be approved administratively where the Director of the Department of Building Inspection
22 or the Chief of the Bureau of Fire Prevention and Public Safety determines, after consultation

1 with the Zoning Administrator, that an imminent safety hazard exists, and the Director of the
2 Department of Building Inspection determines that demolition or extensive alteration of the
3 structure is the only feasible means to secure the public safety.

4 SEC. 311. RESIDENTIAL PERMIT REVIEW PROCEDURES FOR RH AND RM
5 DISTRICTS.

6 (a) Purpose. The purpose of this Section is to establish procedures for reviewing building
7 permit applications for lots in R Districts in order to determine compatibility of the proposal
8 with the neighborhood and for providing notice to property owners and residents neighboring
9 the site of the proposed project and to interested neighborhood organizations, so that concerns
10 about a project may be identified and resolved during the review of the permit.

11 (b) Applicability. Except as indicated herein, all building permit applications for new
12 construction and alteration of residential buildings in RH and RM districts shall be subject to
13 the notification and review procedures required by this Section. Subsection 311(e) regarding
14 demolition permits and approval of replacement structures shall apply to all R Districts. For
15 the purposes of this Section, an alteration shall be defined as any change in use of a residential
16 building or an increase to the exterior dimensions of a residential building except those features
17 listed in Section 136(c)(1) through 136(c)(24) and 136(c)(26).

18 (c) Building Permit Application Review for Compliance and Notification. Upon
19 acceptance of any application subject to this Section, the ((Department of City)) Planning
20 Department shall review the proposed project for compliance with the ((City)) Planning Code
21 and any applicable design guidelines approved by the ((City)) Planning Commission.

22 Applications determined not to be in compliance with the standards of Articles 1.2, 1.5, 2 and

2.5 of the ((City)) Planning Code, Residential Design Guidelines, including design guidelines for specific areas adopted by the Planning Commission, or with any applicable conditions of previous approvals regarding the project, shall be held until either the application is determined to be in compliance, is disapproved or a recommendation for cancellation is sent to the Department of Building Inspection.

(1) Residential Design Guidelines. The construction of new residential buildings and alteration of existing residential buildings in R Districts shall be consistent with the design policies and guidelines of the ((Master)) General Plan and with the "Residential Design Guidelines" as adopted and periodically amended for specific areas or conditions by the City Planning Commission. The ((Zoning Administrator)) Director of Planning may require modifications to the exterior of a proposed new residential building or proposed alteration of an existing residential building in order to bring it into conformity with the "Residential Design Guidelines" and with the ((Master)) General Plan. These modifications may include, but are not limited to, changes in siting, building envelope, scale texture and detailing, openings, and landscaping.

(2) Notification. Upon determination that an application is in compliance with the development standards of the ((City)) Planning Code, the ((Department of City)) Planning Department shall cause a notice to be posted on the site pursuant to rules established by the Zoning Administrator and shall cause a written notice describing the proposed project to be sent in the manner described below. This notice shall be in addition to any notices required by the Building Code and shall have a format and content determined by the Zoning Administrator. It shall include a description of the proposal compared to any existing

1 improvements on the site with dimensions of the basic features, elevations and site plan of the
2 proposed project including the position of any adjacent buildings, exterior dimensions and
3 finishes, and a graphic reference scale. The notice shall describe the project review process and
4 shall set forth the mailing date of the notice and the expiration date of the notification period.

5 Written notice shall be mailed to the notification group which shall include the
6 project sponsor, relevant neighborhood organizations as described in Subparagraph
7 311(c)(2)(C) below, all individuals having made a written request for notification for a specific
8 parcel or parcels pursuant to ((City)) Planning Code Section 351 and all owners and, to the
9 extent practical, occupants, of properties in the notification area.

10 (A) The notification area shall be all properties within 150 feet of the subject
11 lot in the same Assessor's Block and on the block face across from the subject lot. When the
12 subject lot is a co((m))mer lot, the notification area shall further include all property on both
13 block faces across from the subject lot, and the co((m))mer property diagonally across the
14 street.

15 (B) The latest ((c))City-wide Assessor's roll for names and addresses of
16 owners shall be used for said notice.

17 (C) The Planning Department shall maintain a list, available for public
18 review, of neighborhood organizations which have indicated an interest in specific properties or
19 areas. The organizations having indicated an interest in the subject lot or its area shall be
20 included in the notification group for the proposed project.

21 (3) Notification Period. All building permit applications shall be held for a period
22 of 30 calendar days from the date of the mailed notice to allow review by residents and owners

1 of neighboring properties and by neighborhood groups.

2 (4) Elimination of Duplicate Notice. The notice provisions of this Section may be
3 waived by the Zoning Administrator for building permit applications for projects that have
4 been, or before approval will be, the subject of a duly noticed public hearing before the ((City))
5 Planning Commission or Zoning Administrator, provided that the nature of work for which the
6 building permit application is required is both substantially included in the hearing notice and is
7 the subject of the hearing.

8 (d) Requests for ((City)) Planning Commission Review. A request for the ((City))
9 Planning Commission to exercise its discretionary review powers over a specific building
10 permit application shall be considered by the ((City)) Planning Commission if received by ((the
11 Department of City)) Planning Department no later than 5:00 p.m. of the last day of the
12 notification period as described under Subsection (c)(3) above, subject to guidelines adopted
13 by the ((City)) Planning Commission.

14 The project sponsor of a building permit application may request discretionary review
15 by the ((City)) Planning Commission to resolve conflicts between the ((Zoning Administrator))
16 Director of Planning and the project sponsor concerning requested modifications to comply
17 with the Residential Design Guidelines.

18 (1) Scheduling of Hearing. The Zoning Administrator shall set a time for hearing
19 requests for discretionary review by the ((City)) Planning Commission within a reasonable
20 period((, and not more than 30 days after the close of the notification period described in
21 311(c)(3) above)).

22 (2) Notice. Mailed notice of the discretionary review hearing by the ((City))

1 Planning Commission shall be given not less than 10 days prior to the date of the hearing to the
2 notification group as described in Paragraph 311(c)(2) above. Posted notice of the hearing
3 shall be made as provided under ((City)) Planning Code Section 306.8.

4 (e) Demolition of Dwellings, Approval of Replacement Structure Required. Unless the
5 building is determined to pose a serious and imminent hazard as defined in the Building Code
6 an application authorizing demolition in any R District of an historic or architecturally
7 important building or of a dwelling shall not be approved and issued until the City has granted
8 final approval of a building permit for construction of the replacement building. A building
9 permit is finally approved if the Board of ((Permit)) Appeals has taken final action for approval
10 on an appeal of the issuance or denial of the permit or if the permit has been issued and the
11 time for filing an appeal with the Board has lapsed with no appeal filed.

12 (1) The demolition of any building whether or not historically and architecturally important
13 may be approved administratively where the Director of the Department of Building Inspection
14 or the Chief of the Bureau of Fire Prevention and Public Safety determines, after consultation
15 with the Zoning Administrator, that an imminent safety hazard exists, and the

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1 Director of the Department of Building Inspection determines that demolition or extensive
2 alteration of the structure is the only feasible means to secure the public safety. (Added by Ord.
3 46-96, App. 2/2/96)

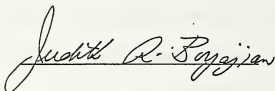
4 APPROVED AS TO FORM:

5 ///

6 LOUISE H. RENNE, City Attorney

7 ///

8 By:



9 JUDITH A BOYAJIAN

10 Deputy City Attorney

11
12 CATEGORICALLY EXEMPT FROM ENVIRONMENTAL REVIEW

Not a project per CEQA Statute Sec. 21065

J. Billings 7/17/00



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001423

Date Passed:

Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by adding Section 312 to establish a 30-day mailing and posting notification requirement for building permit applications proposing demolition, new construction, alterations expanding the exterior dimensions of a building or changes of use in Neighborhood Commercial Districts, various amendments to Section 311 providing flexibility in the scheduling of discretionary review hearings and assigning the administration of Residential Design Guidelines and General Plan policies to the Director of Planning, adopting findings pursuant to Planning Code Section 101.1.

November 20, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

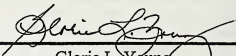
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

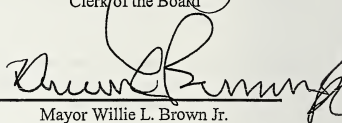
File No. 001423

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

[REQUIREMENTS AND FEES FOR SPECIAL TRAFFIC PERMITS]

AMENDING SECTION 194 OF THE SAN FRANCISCO TRAFFIC CODE TO PERMIT THE
DEPARTMENT OF PARKING AND TRAFFIC TO CHARGE FEES FOR THE ISSUING
SPECIAL PERMITS AND ASSESS PENALTY FEES FOR VIOLATION OF PERMITS.

Note: Additions are underlined; and deletions are
in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 11 of the San Francisco Traffic code is hereby amended by amending
Section 194, to read as follows:

SEC. 194. TEMPORARY OBSTRUCTION OF TRAFFIC - PERMITS

REQUIRED. A Special Traffic Permit will be required for any obstruction of traffic upon a
street or sidewalk area of major traffic importance by any construction, excavation or other
activity, if such construction activities are not in compliance with City and County of San
Francisco contract specifications or with the Department of Parking and Traffic's "Regulations
for Working in San Francisco Streets" (otherwise known as "the Bluebook").

((Sec. 194)) **SEC. 194.1 DIRECTOR OF PARKING AND TRAFFIC**
AUTHORIZED TO ISSUE PERMITS TO OBSTRUCT TRAFFIC. Upon application
((therefor)) on a form supplied by the Director of Parking and Traffic, the Director or his or her
designee is authorized to issue a Special Traffic Permit ((permit)) for obstruction of ((to)) traffic
as described in Section 194, ((of major traffic importance)) subject to restrictions imposed by
him/her concerning the period of the obstruction, the type of obstruction, and the number of

Supervisor Newsom

DEPARTMENT OF PARKING AND TRAFFIC

DOCUMENTS DEPT.

JAN 11 2001

Page 1 of 5

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1 traffic lanes which must be left open for traffic. The director or his or her designee is authorized
2 to permit an obstruction of traffic by an endorsement upon a building permit, demolition permit,
3 or other type of permit. ((Every permit for an obstruction to traffic shall be kept)) The Permittee
4 shall maintain the permit at the site of the obstruction and available for inspection. In
5 determining whether to issue a permit for obstruction of traffic, the Director or his or her designee
6 shall ((be guided by)) consider the need to obstruct traffic and the purpose to be served by
7 permitting the obstruction as set forth in the application, the number of lanes of traffic which will
8 be left open if the permit is granted, the effect upon traffic of the granting of the permit and the
9 effect upon the public interest generally of granting or denying the permit. Appeals from the
10 Director's or the Directors designees's determination may be taken to the Board of Permit
11 Appeals.

12 **SEC. 194.2 SPECIAL TRAFFIC PERMIT - FEES TO BE PAID.** No Special Traffic
13 Permit shall be issued for the obstruction of traffic unless a fee has been paid. The Special
14 Traffic Permit fee is \$100 plus \$20 per working day for the duration of the permit. The fee for
15 the Special Traffic permit and any penalties, if applicable, shall be deposited in the Road Fund.
16 All deposits to the Road Fund from the Special Traffic Permit Program shall be used to offset the
17 costs related to the administration and inspections associated with the Special Traffic Permit
18 Program. The Director shall examine these costs and revenue annually and, no later than
19 February 1st of each year, shall report to the Board of Supervisors on the adequacy of certain
20 fees to meet costs and replace the lost parking revenue. If these costs or lost revenue have
21 changed, the Director shall recommend legislation to the Board of Supervisors that will ensure

1 the fees will recover lost costs and revenues. The Director shall also establish procedures for
2 billing and collection of a deposit, fees, penalties and other charges as provided for in this
3 Article.

4 **SEC. 194.3 EXCEEDING PERMISSIBLE USE OR OBSTRUCTION OF**
5 **TRAFFIC WITHOUT PERMIT - PENALTY FEE.** The Director of Parking and Traffic has
6 the authority to determine rules and regulations for the use of a Special Traffic Permit as
7 necessary to regulate the flow of traffic, maintain the street in the condition it was in at the time
8 the permit was obtained and for the general welfare of the public. If a permittee has not
9 complied with the rules and requirements as specified in the Special Traffic Permit or if any
10 person obstructs streets of major traffic importance without obtaining a Special Traffic Permit as
11 required in Section 194, the Director or his/her designee is authorized to cite and, consistent with
12 due process, assess a penalty up to \$1,000 per incident for violating the permit requirements and
13 up to \$5,000 per incident for obstructing traffic without a Special Traffic Permit. An incident for
14 purposes of the section occurs whenever a permit holder obstructs traffic for 60 minutes or more
15 over the period specified by the permit, or a person obstructs traffic without a Special Traffic
16 Permit. Each separate 60 minute period of obstruction shall constitute a separate incident under
17 which the director or his or her designee assess penalties under this section.

18 **SEC. 194.4 SPECIAL TRAFFIC PERMIT – PERMITTEE TO DEFEND AND**
19 **INDEMNIFY CITY AND COUNTY.** The permit application shall require the applicant to
20 acknowledge that the permittee or its successors or assigns in interest, by acceptance of the
21 permit, agree to indemnify and hold the City and County of San Francisco, its departments,

1 commissions, boards, officers, employees and agents harmless from and against any and all
2 claims, demands, actions or causes of action which may be made against the City and County of
3 San Francisco, its departments, commissions, boards, officers, employees and agents for the
4 recovery of damages for the injury to or death of any person or persons or for the damage to any
5 property resulting directly or indirectly from the obstruction of traffic authorized the the Special
6 Traffic Permit regardless of the negligence of the City and County of San Francisco.

7 **SEC. 194.5 DEPOSIT FOR CONVENIENCE.** With the exception of City agencies
8 and departments, each Permittee may file and maintain with the Department of Parking and
9 Traffic a bond, cash deposit, or other security acceptable to the Department of Parking and
10 Traffic securing the performance of the obligations of the Owner and Applicant under any
11 Special Traffic Permit and in compliance with all the terms and conditions of this Article. The
12 deposit shall be in an amount mutually agreed upon by the Director and the depositor. The
13 deposit shall be made in favor of the "Department of Parking and Traffic, City and County of
14 San Francisco" in a form approved by the Director. The Director may make deductions from the
15 balance of the Permittee's deposit(s) to ensure the faithful performance of the obligations under
16 a Special Traffic Permit, to cover fees and to offset costs for any work done or made by the
17 Department of Parking and Traffic in connection with the administration of the Special Traffic
18 Permit.

19 **SEC. 194.6 ADDITIONAL FEES FOR A SPECIAL TRAFFIC PERMIT.** In
20 instances where the administration of this Article involves the removal or relocation of any
21 parking spaces, parking meters, traffic signs, pavement markings, traffic signals or any traffic

1 control devices and such removal or relocation is or will be unusually costly to the Department
2 of Parking and Traffic, the Director, in his discretion, may require an Applicant or Permittee to
3 pay any additional fee to cover these costs. The fee for this additional cost shall be \$50 for the
4 removal or relocation of each traffic sign, \$75 for removal or relocation of each pole, and any
5 costs, including labor and materials, incurred by the Department of Parking and Traffic for
6 striping or adjustment of signals. The fee for temporary relocation of colored parking zones,
7 including curb painting, shall be \$200 per space, and \$350 per space for permanent relocation of
8 colored parking zones, including curb painting.

9 ((SEC. 195. VIOLATION OF DEPARTMENT ORDER AND INFRACTION.

10 Every person who violates a Department order is guilty of an infraction punishable by a fine of
11 not less than \$100 nor more than \$500. Each day's violation is a separate infraction.))

12
13
14 RECOMMENDED:

15 Bond m. yee

16 for
17 Executive Director
18 Department of Parking and Traffic

19 APPROVED AS TO FORM:

20 Louise H. Renne, City Attorney

21
22 By:

23 Loretta Giorgi
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001665

Date Passed:

Ordinance amending Section 194 of the San Francisco Traffic Code to permit the Department of Parking and Traffic to charge fees for the issuing special permits and assess penalty fees for violation of permits.

November 20, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

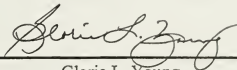
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 001665

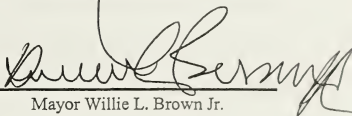
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.

(Zoning Map Amendment)

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY AMENDING ZONING MAP 8H TO CHANGE THE PROPERTY HEIGHT AND BULK CLASSIFICATIONS FOR THE PROPERTY GENERALLY BOUNDED BY BERRY TO THE SOUTH, THIRD STREET TO THE EAST, FOURTH STREET TO THE WEST AND THE CHINA BASIN CHANNEL TO THE NORTH, AND SPECIFICALLY, LOT 5 IN ASSESSOR'S BLOCK 3803 FROM A 60-X (60 FOOT) HEIGHT AND BULK DISTRICT TO A 90-X (90 FOOT) HEIGHT AND BULK DISTRICT, AFFIRMING THE SAN FRANCISCO PLANNING COMMISSION'S CERTIFICATION OF A FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) ASSOCIATED WITH THE PROJECT AS ADEQUATE AND COMPLETE, AFFIRMING THE ADDENDUM TO THE FEIR, AND ADOPTING FINDINGS CONCERNING PRIORITY POLICIES OF PLANNING CODE SECTION 101.1.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings. The Board of Supervisors of the City and County of San Francisco hereby finds and determines that:

A. Pursuant to Planning Code Section 302, whenever the public necessity, convenience and general welfare require, the Board of Supervisors may, by ordinance, amend any part of the Planning Code. Such amendments may include reclassifications of property. Any amendments to the Zoning Map shall first be considered by the San Francisco Planning Commission ("Planning Commission"), and thereafter recommended for approval or rejection by the Board of Supervisors.

B. On May 7, 1998 David P. Cincotta, Esq., on behalf of BRE/CBL L.L.C. ("Project Sponsor") filed Application No. 1998.281Z with the City and County of San Francisco Planning

1 Department ("Planning Department") to amend Zoning Map 8H to change the height limit for
2 Assessor's Block 3803, Lot 5, bounded by Third, Berry and Fourth Streets and the China Basin
3 Channel, from a 60 foot height to a 90 foot height limit district, in conjunction with a request under
4 Planning Code Sections 321 and 322 for authorization for the construction of a three-story addition
5 containing approximately 194,000 gross square feet of office space, to the existing 42 foot tall
6 office building located along Berry Street On July 19, 2000 the Project Sponsor filed with the
7 Planning Department an amended application for the Zoning Map reclassification, which revised
8 the project to provide for up to 120,000 square feet of office space and up to 54 residential units.
9 The proposed residential use requires conditional use authorization and discretionary review by
10 the Planning Commission.

11 C. On February 17, 2000, the San Francisco Planning Commission ("Planning
12 Commission"), by Motion No. 14985 found the Final Environmental Impact Report ("FEIR")
13 prepared for the proposed project and the zoning map reclassification to be adequate, accurate,
14 and objective, and certified the FEIR in compliance with the California Environmental Quality Act
15 ("CEQA"), the State CEQA Guidelines and Chapter 31 of the San Francisco Administrative Code.

16 D. On September 1, 2000 the Planning Department prepared an Addendum to the
17 FEIR, which determined that no significant impacts would result from the revised Project, as
18 described in Paragraph B. above, no important changes in circumstance involving potential
19 significant impacts have occurred since the FEIR was adopted, and no new information has come
20 to light that would indicate the potential for new significant impacts not discussed in the FEIR.

21
22 E. On September 7, 2000, by Resolution No. 15973, the Planning Commission
23 adopted a Resolution of intent to initiate a Zoning Map amendment to change the designation of
24 Lot 5 in Assessor's Block 3803 from 60-X to 90-X on Map 8H, as made by Section 3 below and
25 recommended it for approval to the Board of Supervisors.

1 F. This Board of Supervisors affirms the Planning Commission's certification of the
2 FEIR for the project as adequate and complete, and affirms the Addendum to the FEIR, dated
3 September 1, 2000 which determined that no significant impacts would result from the revised
4 Project, no important changes in circumstance involving potential significant impacts have
5 occurred since the FEIR was adopted, and no new information has come to light that would
6 indicate the potential for new significant impacts not discussed in the FEIR.

7 G. This Board of Supervisors adopts by reference findings in connection with its
8 consideration of the Zoning Map amendments made by Section 3 below under CEQA, the State
9 CEQA Guidelines and Charter 21 of the San Francisco Administrative Code and makes certain
10 findings in connection therewith, and adopts a mitigation monitoring program, as adopted by the
11 Planning Commission on February 17, 2000 by Motion No.14985. These findings and programs
12 are hereby incorporated by reference as if fully set forth herein.

13 H. The Board of Supervisors finds that this ordinance will serve the public necessity,
14 convenience and general welfare for the following reasons:

15 1. The proposed amendment will facilitate the development of a structure that is
16 consistent with the General Plan's The Urban Design Elements Map, "Urban Design Guidelines
17 for Height of Buildings" which recommends for this site, a height from 89 to 160 feet.

18 2. The proposed amendment will facilitate the development of a structure that
19 consistent with its surroundings. Assessor's Block 3803, Lot 5 is generally surrounded on all sides
20 by San Francisco Redevelopment Agency areas, including Pacific Bell Park with a height of 130
21 feet, and Mission Bay with established height limits between 50 feet and 160 feet, and an area
22 subject to the Planning Code height limit of 105 feet. The proposed height of the structure will
23 serve as a transition between the small-sized existing buildings and the planned developments
24 including Mission Bay, as well as Pacific Bell Park and the 105-foot height zone located to the
25 northeast of the site.

1 3. The proposed amendment will facilitate the development of a structure that will
2 permit the provision of additional office space for the expansion of San Francisco's traditional
3 business, multimedia industry and residential units to meet the City's housing demand in an area
4 well served by transit. Moreover, the project associated with this Map Amendment will bring
5 additional employees and residents to the area, which will strengthen the businesses and other
6 retail operations near the site.

7 4. The proposed amendment will facilitate the development of a project that will create
8 hundreds of new construction and permanent jobs, and will increase the employment opportunities
9 for economically-disadvantaged San Franciscans through participation in the City's First Source
10 Hiring program.

11 5. The proposed amendment, when effective, will be consistent with the General Plan,
12 and is consistent with the eight (8) Priority Policies in Planning Code Section 101.1, for the reasons
13 set forth in Planning Commission Resolution No. 15973.

14 **Section 2. Priority Policies**

15 Pursuant to Planning Code Section 101.1, this Board of Supervisors finds that this
16 ordinance conforms with the eight (8) Priority Policies of Section 101.1(b) of the Planning Code,
17 and when effective, with the General Plan, and hereby adopts the findings of the Planning
18 Commission, as set forth in Planning Commission Resolution No. 15973, and incorporates said
19 findings by this reference thereto.

20 **Section 3. Amendment of Zoning Map 8H.**

21 The following change in property height and bulk classification from 60-X District to 90-X
22 District is hereby adopted as an amendment to Section Map 8H of the Zoning Map of the City and
23 County of San Francisco.
24
25

1
2 Assessor's Block /Lot

Height and Bulk District

Height and Bulk District

3 to be

hereby

4 Superseded

Approved

5 Block 3803/ Lot 5

60-X

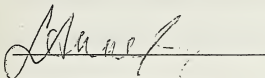
90-X

7 APPROVED AS TO FORM:

RECOMMENDED:

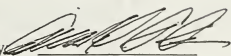
8 LOUISE H. RENNE, City Attorney

PLANNING COMMISSION

9
10 By: 

LISA-ANNE M. WONG

Deputy City Attorney

By: 

GERALD G. GREEN

Director of Planning



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 001754

Date Passed:

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) by amending Zoning Map 8H to change the property height and bulk classifications for the property generally bounded by Berry to the south, Third Street to the East, Fourth Street to the west and China Basin Channel to the north, and specifically, Lot 5 in Assessor's Block 3803 from a 60-X (60 foot) Height and Bulk District to a 90-X (90 foot) Height and Bulk District, affirming the San Francisco Planning Commission's certification of a Final Environmental Impact Report (FEIR) associated with the project as adequate and complete, affirming the addendum to the FEIR and adopting findings concerning priority policies of Planning Code Section 101.1.

November 20, 2000 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

November 20, 2000 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

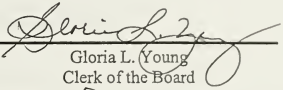
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

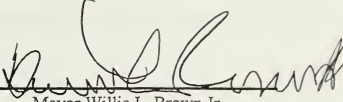
File No. 001754

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

~~DEC 15 2000~~
Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

JAN 11 2001

[Home Ownership Assistance Loan Fund]

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Ordinance amending Section 10.117-76 of the Administrative Code to clarify nature of authorized loans and add additional source of funds.

Note: Additions are *italic; Times New Roman*; deletions are ~~striketrough italic; Times New Roman~~

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.117-76 to read as follows:

Sec. 10.117-76. HOME OWNERSHIP ASSISTANCE LOAN FUND

(a) Establishment of Fund. There is hereby established a special fund for the purpose of expanding home ownership opportunities for first-time home buyers who are persons, families or households of low or moderate income. Low income is defined as up to 80 percent of the median income and moderate income as 81 percent to 120 percent of the median income for San Francisco. Median income will be the current amount as defined by the Department of Housing and Urban Development. Said special fund shall be known as the Home Ownership Assistance Loan Fund.

(b) Use of Money in Fund. Money from the Home Ownership Assistance Loan Fund may be used (1) to provide loans (*including forgivable loans*) to low and moderate income individuals, families and households; and (2) to provide loans to nonprofit corporations for the purchase of housing units to be resold to low and moderate income individuals, families and households; or for curing a default on a senior loan made with respect to a unit that has secondary financing from the City. The loans may be used to assist with the acquisition of housing units constructed on surplus City sites that otherwise would not be affordable to low and moderate income households.

1 (c) Administration of Fund. The Mayor's Office of Housing, or its successor, shall
2 administer a loan program under the Home Ownership Assistance Loan Fund, and in such
3 capacity shall (1) prepare and service loan agreements; (2) receive payments from loans,
4 maintain current accounts showing principal, interest, shared appreciation and fees relating to
5 the loans made from the Home Ownership Assistance Loan Fund; (3) *establish guidelines and*
6 *criteria for loans to be made from the Home Ownership Assistance Loan Fund, making periodic*
7 *adjustments to the amount that may be loaned in order to reflect market conditions in the residential*
8 *real estate market;* and (34) allocate funds for administration associated with the operation of
9 the Home Ownership Assistance Loan Fund, such administrative funds being limited to
10 interest earnings generated by loans, the share of appreciation accruing to City as outlined in
11 the loan agreements, collection of fees and proceeds of investments of unexpended cash
12 balances from the Home Ownership Assistance Loan Fund. Administrative expenses shall be
13 appropriated through the annual budget process or supplemental appropriation for the
14 Mayor's Office of Housing, or its successor.

15 (d) Authorization to Expend. The Director of the Mayor's Office of Housing, or its
16 successor, shall approve expenditures from the fund. The funds are deemed appropriate
17 solely for the purposes set forth in Subsections (a), (b) and (c) above.

18 (e) Accrual of Monies in Fund. Any unexpended balances of principal or interest
19 earnings remaining in the Home Ownership Assistance Loan Fund at the close of any fiscal
20 year shall be deemed to have been provided for a specific purpose within the meaning of
21 Section 6.306 of the Charter and shall be carried forward and accumulated in the Home
22 Ownership Assistance Loan Fund for the purposes recited herein.

23 (f) Deposit of Monies in Fund. Monies from (1) repayment of promissory notes
24 utilized by the City on surplus City sites which have been sold for the development of low and
25 moderate income housing; (2) ~~and monies generated by~~ repayment of loans from the Home

1 Ownership Assistance Loan Fund; and (3) payment to the City of monies remaining in any fund or
2 account established pursuant to the issuance of single family mortgage revenue bonds shall be
3 deposited into the Home Ownership Assistance Loan Fund and used only for the specific
4 purpose defined in this Section 10.117-76 of the San Francisco Administrative Code.

5 (g) Reporting on Program Status. The Mayor's Office of Housing, or its successor,
6 shall report annually to the Board of Supervisors on the current status of the Home Ownership
7 Assistance Loan Fund, the amounts approved for disbursement, the number and types of
8 units assisted, and shall make recommendations for any changes deemed necessary to
9 improve the effectiveness of the Home Ownership Assistance Loan Fund in achieving its
10 purpose.

11
12 APPROVED AS TO FORM:

13 LOUISE H. RENNE, City Attorney

14
15 By:


16 L. Joanne Sakai
17 Deputy City Attorney
18
19
20
21
22
23
24
25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001801

Date Passed:

Ordinance amending Section 10.117-76 of the Administrative Code to clarify nature of authorized loans and add additional source of funds.

November 20, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

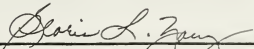
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 001801

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

Funding Uses

1G-AGF-AAA	Mayor's Office of Community	FEA
General Fund	Development	City Administration

<u>Department and Number</u>	<u>Source of Funds and Purpose of Appropriation</u>	<u>Debit</u>	<u>Amount</u>	<u>Credit</u>
021-03800 (xxxxxxxxxxx)	City Grant Programs-Budget			\$500,000
095-0951G (xxxxxxxxxxx)	Intrafund Transfer Out to 1G-AGF-ACP, General Fund Continuing Project			\$2,500,000
	Total 1G-AGF-AAA	\$3,000,000		\$3,000,000

<u>Fund</u>	<u>Department</u>	<u>Program</u>
1G-AGF-ACP	MYR	FAB
General Fund- Continuing Project	Mayor's Office	Community Development

Funding Uses**Project**

xxxxxx	Nonprofit Space Acquisition/Development	
950-9501G (xxxxxxxxxxx)	Intrafund Transfer In from General Fund	\$2,500,000
021-03500 (xxxxxxxxxxx)	Other Current Expenses	\$2,500,000
	Total 1G-AGF-ACP	<u>\$2,500,000</u>

1 Section 2. *Rent and Displacement Assistance Emergency Fund. The \$500,000*
2 *appropriation for rent subsidies and displacement assistance shall be expended by the Mayor's Office*
3 *of Community Development as follows:*

4 1. *Eligible Organizations. In order to be eligible to receive an emergency grant for rent*
5 *subsidy or displacement assistance, an organization must meet all of the following criteria:*

6 a. *Must be a nonprofit organization that is (i) currently incorporated and in good standing*
7 *as a Section 501(c)(3) corporation pursuant to the federal tax laws or (ii) a fiscally sponsored project*
8 *of a tax-exempt corporation that is operating for purposes consistent with Section 501(c)(3) status.*
9 *Any 501(c)(3) or fiscally-sponsored organization that provides benefits to the public or advocacy for*
10 *charitable causes may be eligible for funding, with the exception of organizations that support, create*
11 *or perform an arts-related function;*

12 b. *Must be able to demonstrate financial accountability by submitting the organization's*
13 *Form 990 for the most recent tax year, a year-end financial report corresponding to the Form 990, and*
14 *an operating budget for the current fiscal year.*

15 c. *Must be able to demonstrate a recent history of financial stability as reflected by an*
16 *absence of unplanned operating deficit of significance, a positive fund balance, or a meaningful cash*
17 *reserve. The financial impact of a recent rent increase shall not be considered as a negative factor*
18 *with respect to the organization's history of financial stability.*

19 d. *Must have been in existence in San Francisco for at least two years prior to the filing of*
20 *an application for rent or displacement assistance.*

21 e. *Must substantially serve, either directly or indirectly, the citizens of the City and County*
22 *of San Francisco.*

23 2. *Limits on Emergency Grant Funds.*

24 a. *An organization must demonstrate financial need for assistance as a result of a recent or*
25 *upcoming eviction or significant increase in rent.*

1 b. *An organization may receive rent assistance funds pursuant to this legislation only for*
2 *the portion of rent that represents an increase over the prior year's rent.*

3 c. *An organization may not receive assistance from this emergency fund that totals more*
4 *than \$30,000.*

5 d. *An organization may apply for assistance from the emergency fund one time only.*

6 e. *City funding pursuant to this legislation must be expended on rent for leaseholds within*
7 *San Francisco and for displacement assistance only if the grantee will remain in San Francisco.*

8 3. *Administration and Selection Process.*

9 a. *The Mayor's Office of Community Development may adopt reasonable rules and*
10 *procedures to implement this legislation consistent with its purposes, and may recoup its reasonable*
11 *administrative costs from the funding appropriated pursuant to this legislation.*

12 b. *In reviewing applications and awarding grants, the Mayor's Office of Community*
13 *Development shall, in consultation and coordination with the Partnership for Affordable Non-Profit*
14 *Space, convene a selection panel or advisory body to assist its analysis and shall be guided by the*
15 *following considerations:*

16 (i) *An applicant organization should be making best efforts to address and resolve its future*
17 *space and funding needs; and*

18 (ii) *An applicant organization must recognize that assistance from the emergency fund is a*
19 *short-term measure. The applicant must demonstrate a commitment to the development and execution*
20 *of a longer-term solution. In some cases, the award of displacement assistance may be accompanied*
21 *by a requirement to receive technical assistance as a condition of the grant; and*

22 (iii) *All other factors being equal, preference will be given to applications that will benefit*
23 *more than one nonprofit organization; and*

1 (iv) All other factors being equal, preference will be given to organizations that currently
2 receive funding for operating expenses pursuant to a grant or contract with any City department, from
3 any funding source administered by the City, and are in good standing with that department; and

4 (v) All other factors being equal, preference will be given to organizations primarily serving
5 the citizens of the City and County of San Francisco.

6 c. The Director of the Mayor's Office of Community Development shall determine which
7 organizations are qualified to receive emergency assistance pursuant to this legislation, and shall
8 determine how to disperse the available funding.

9 d. Interest-Bearing Account and Carry Over of Funds. The \$500,000 appropriated to this
10 purpose shall be held in an interest-bearing account. Any interest earned shall be credited to and
11 become part of the principal thereof, and shall not be expended for any purpose other than the
12 purposes of this legislation. Any balance remaining in this account at the close of any fiscal year shall
13 be deemed to have been provided for a specific purpose within the meaning of the Charter and shall be
14 carried forward and accumulated in said account for the purposes recited in this legislation.

15
16 Section 3. Capital Fund. The \$2.5 million for capital improvements and real property
17 acquisitions for nonprofit organizations is intended to be the first contribution to a fund for nonprofit
18 space, established by the Partnership for Affordable Nonprofit Space, and which is to be administered
19 by the Northern California Community Loan Fund, a nonprofit intermediary, or a comparable
20 community development financial institution. The fund for nonprofit space is being modeled after the
21 successful Childcare Facilities Fund. The capital fund shall be expended by the Mayor's Office of
22 Community Development as follows:

23 1. Eligible Organizations. In order to be eligible to receive capital funds, an organization
24 must meet all of the following criteria:
25

- 1 a. *Must be (i) currently incorporated and in good standing as a Section 501(c)(3)*
2 *corporation pursuant to the federal tax laws or (ii) a fiscally sponsored project of a tax-exempt*
3 *corporation that is operating for purposes consistent with Section 501(c)(3) status.*
- 4 b. *Must be able to demonstrate financial accountability by submitting the organization's*
5 *Form 990 for the most recent tax year, a year-end financial report corresponding to the Form 990, and*
6 *an operating budget for the current fiscal year.*
- 7 c. *Must be able to demonstrate a recent history of financial stability as reflected by an*
8 *absence of unplanned operating deficit of significance, a positive fund balance, or a meaningful cash*
9 *reserve. The financial impact of a recent rent increase shall not be considered as a negative factor*
10 *with respect to the organization's history of financial stability.*
- 11 d. *Must be able to demonstrate the capacity to carry out the capital improvement or*
12 *acquisition activities, and to leverage the City's financial contributions significantly.*
- 13 e. *Must have been in existence in San Francisco for at least two years prior to the filing of*
14 *an application for funding.*
- 15 f. *Must substantially serve, either directly or indirectly, the citizens of the City and County*
16 *of San Francisco.*
- 17 2. *Limits on Capital Funds.*
- 18 a. *City funding pursuant to this legislation must be expended on capital improvements to*
19 *and/or acquisitions of real property within the City and County of San Francisco.*
- 20 b. *City funding pursuant to this legislation must be expended on capital improvements to*
21 *and/or acquisitions of real property directly benefiting nonprofit organizations.*
- 22 3. *Administration.*
- 23 a. *The Mayor's Office of Community Development may adopt reasonable rules and*
24 *procedures to implement this legislation consistent with its purposes.*
- 25

1 b. *The Mayor's Office of Community Development may give a grant of the entire \$2.5*
2 *million to the Northern California Community Loan Fund or a comparable entity, to administer in a*
3 *manner consistent with the Northern California Community Loan Fund's existing capital improvement*
4 *and acquisition fund (or that of a comparable fund), with the additional restrictions set forth above.*

5 c. *Administrative Costs. The Mayor's Office of Community Development may recoup its*
6 *reasonable administrative costs from the funding appropriated pursuant to this legislation, and may*
7 *authorize an outside administering agency to recoup its reasonable administrative costs as well.*

8 d. *Interest-Bearing Account and Carry Over of Funds. The \$2.5 million appropriated to*
9 *this purpose shall be held in an interest-bearing account. Any interest earned shall be credited to and*
10 *become part of the principal thereof, and shall not be expended for any purpose other than the*
11 *purposes of this legislation. Any balance remaining in this account at the close of any fiscal year shall*
12 *be deemed to have been provided for a specific purpose within the meaning of the Charter and shall be*
13 *carried forward and accumulated in said account for the purposes recited in this legislation.*

1 e. *Funding Priorities. Priority for both capital improvement and acquisition financing will*
2 *be given as follows:*

3 (i) *to applications that benefit more than one nonprofit organization and result in long-term*
4 *affordable space; and*

5 (ii) *to organizations that currently receive funding for operating expenses pursuant to a*
6 *grant or contract with any City department, from any funding source administered by the City, and are*
7 *in good standing with that department; and*

8 (iii) *to organizations primarily serving the citizens of the City and County of San Francisco.*

9
10 APPROVED AS TO FORM:

11 LOUISE H. RENNE, City Attorney

12
13 By:

14 
15 MIRIAM L. STOMBLER
Deputy City Attorney

16 FUNDS AVAILABLE:

17
18 By: (see file for signature)

19 EDWARD M. HARRINGTON
20 Controller
21
22
23
24
25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001809

Date Passed:

Ordinance appropriating \$3,000,000 from the General Fund Reserve to fund a grant program in the amount of \$500,000 for rent subsidies to non-profit service and advocacy organizations at risk of being evicted or displaced by rent increases, and appropriating \$2,500,000 to fund capital improvements and real property acquisitions by nonprofit organizations, through the Mayor's Office of Community Development, for fiscal year 2000-2001.

October 30, 2000 Board of Supervisors — CALLED FROM COMMITTEE

November 6, 2000 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 1 - Yee

November 6, 2000 Board of Supervisors — CONTINUED AS AMENDED ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 1 - Yee

November 13, 2000 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

November 13, 2000 Board of Supervisors — AMENDED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

November 13, 2000 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

November 20, 2000 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

November 20, 2000 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng, Yaki, Yee

November 20, 2000 Board of Supervisors — CONTINUED AS AMENDED ON FINAL PASSAGE

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

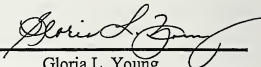
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng, Yaki, Yee

File No. 001809

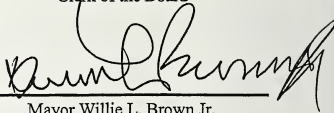
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.

FILE NO. 001906ORDINANCE NO. 284-00

[Use of Warm Water Cove As An Off-leash Dog Park]

Ordinance requiring the Recreation and Park Department to make its best efforts to reach an agreement with the Port of San Francisco under which the Department will operate Warm Water Cove as a park that permits dogs to be off-leash, and providing for capital improvements to the park.

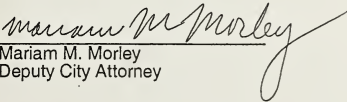
Note: Additions are *italic; Times New Roman*; deletions are ~~strikethrough italic; Times New Roman~~
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Recreation and Park Department ("Rec/Park") shall make its best efforts, within three months of the effective date of this legislation, to reach a written agreement with the Port of San Francisco under which Rec/Park will operate and maintain Port property known as Warm Water Cove Park (the "Property") for use as a park that permits dogs to be off-leash on voice command. (A map of the Property is on file with the Clerk of the Board in File No. 001906.) Pursuant to its agreement with the Port, Rec/Park shall hold a series of public meetings to solicit public comment on proposed improvements to the Property and the elements of a suitable operational plan for the Property. Rec/Park shall also, after hearing public comment, make such improvements to the Property as Rec/Park's General Manager deems appropriate for the operation of the Property as a park. Rec/Park shall include Warm Water Cove Park in any Citywide policy that it develops with respect to permitting dogs off-leash in City parks.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By:


Mariam M. Morley
Deputy City Attorney

DOCUMENTS DEPT.

JAN 11 2001

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PUBLIC LIBRARY

Supervisor Katz, Brown
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001906

Date Passed:

Ordinance requiring the Recreation and Park Department to make its best efforts to reach an agreement with the Port of San Francisco under which the Department will operate Warm Water Cove as a park that permits dogs to be off-leash, and providing for capital improvements to the park.

November 20, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

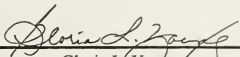
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

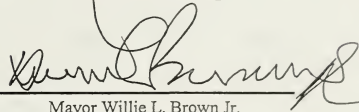
File No. 001906

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

DOCUMENTS DEPT.

FILE NO. 001925
(Government Funding)

JAN 11 2001

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ORDINANCE NO. 285-00

RO#00025

SA#07

APPROPRIATING \$250,000 FROM THE GENERAL FUND RESERVE-QUEER YOUTH SHELTER TO FUND THE HOUSING PROGRAM FOR THE HOMELESS LESBIAN, GAY, BISEXUAL, TRANSGENDER, QUEER AND QUESTIONING YOUNG ADULTS, FOR THE DEPARTMENT OF PUBLIC HEALTH FOR FISCAL YEAR 2000-2001.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 2000-01 as follows:

<u>Department and Number</u>	<u>Source of Funds and Purpose of Appropriation</u>	<u>Amount</u> <u>Debit</u>	<u>Credit</u>
------------------------------	---	-------------------------------	---------------

<u>Fund</u>	<u>Department</u>	<u>Program</u>
1G-AGF-AAA	GEN-01	FCZ
General Fund	General City Responsibility	General City Responsibility

Funding Sources

097-097QY	General Fund Reserve-Queer	\$250,000
(*CON1GAGFAAA)	Youth Center	

<u>Fund</u>	<u>Department</u>	<u>Program</u>
1G-AGF-AAA	HPHPHBRHS	DSP
General Fund	Public Health-Housing	Comm.Health-Housing

Funding Uses

021-02700	Professional Services	\$250,000
(HCHSHHOUSGGF)		

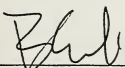
Total

\$250,000

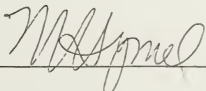
\$250,000

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: 

DEPUTY CITY ATTORNEY

BY: 



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001925

Date Passed:

Ordinance appropriating \$250,000 from the General Fund Reserve-Queer Youth Shelter to fund the housing program for the homeless lesbian, gay, bisexual, transgender, queer and questioning young adults, for the Department of Public Health for fiscal year 2000-2001.

November 20, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — FINALLY PASSED

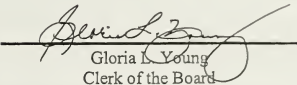
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

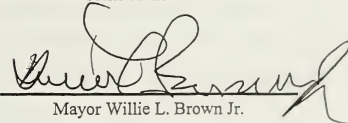
File No. 001925

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 4, 2000
by the Board of Supervisors of the City and
County of San Francisco.

DEC 15 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

DOCUMENTS DEPT.

FILE NO. 001155

JAN 12 2001

ORDINANCE NO. 286-00

SAN FRANCISCO

[Cell Phones & Pagers Prohibited] PUBLIC LIBRARY

ADDING CHAPTER 67A AND SECTION 67A.1 TO THE SAN FRANCISCO
ADMINISTRATIVE CODE TO PROHIBIT THE AUDIBLE RINGING AND USE OF CELL
PHONES, PAGERS AND SIMILAR SOUND-PRODUCING ELECTRICAL DEVICES AT AND
DURING PUBLIC MEETINGS OF THE CITY AND COUNTY OF SAN FRANCISCO, AND
PROVIDING THAT THE RINGING AND USE OF CELL PHONES, PAGERS AND SIMILAR
SOUND-PRODUCING ELECTRICAL DEVICES, WHEN SO PROHIBITED, SHALL
CONSTITUTE DISORDERLY CONDUCT, AND MAY RESULT IN THE EXPULSION AND/OR
REMOVAL OF THE POSSESSOR OF THE OFFENDING DEVICE FROM THE MEETING.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. **FINDINGS.** The Board of Supervisors finds that:

1. The City has had many meetings disrupted by the use and ringing of cell phones, pagers or other similar sound-producing electronic devices.
2. The presiding officers of these disrupted meetings have requested on many occasions that persons attending these meetings please turn off, and not use, their electronic devices during the course of the meeting.
3. Despite the many requests for persons to turn off their devices, electronic noise disruptions of meetings continue unabated on a regular basis.
4. These ongoing disruptions result in the need to stop meetings, to restate testimony, and refocus the attention of speakers and listeners to the issues being discussed.
5. These disruptions delay the conduct of business, and make it difficult for speakers, legislators and listeners to concentrate on the issues which are the subjects of the meetings.
6. In order to ensure the fair and proper conduct of City business for all persons involved, it is necessary that the City prohibit the use and ringing of cell phones, pagers, and

SUPERVISOR YAKI, BROWN
BOARD OF SUPERVISORS

1 similar sound-producing electronic devices at and during public meetings of the City and
2 County of San Francisco.

3 7. It is also necessary to authorize presiding officers at public meetings to order the
4 expulsion or removal from the meeting room of any person responsible for the ringing or use
5 of a cell phone, pager, or other similar sound-producing electronic devices.

6 Section 2. Chapter 67A and Section 67A.1 are hereby added to the City's
7 Administrative Code, to read as follows:

8 **CHAPTER 67A: CELL PHONES, PAGERS AND SIMILAR**

9 **SOUND-PRODUCING ELECTRICAL DEVICES**

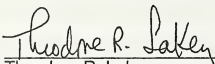
10 **SEC. 67A.1 PROHIBITING THE USE OF CELL PHONES, PAGERS AND SIMILAR SOUND-**
11 **PRODUCING ELECTRONIC DEVICES AT AND DURING PUBLIC MEETINGS.**

12 At and during a public meeting of any policy body governed by the San Francisco
13 Sunshine Ordinance, the ringing and use of cell phones, pagers and similar sound-producing
14 electronic devices shall be prohibited. The presiding officer of any public meeting which is
15 disrupted may order the removal from the meeting room of any person(s) responsible for the
16 ringing or use of a cell phone, pager, or other similar sound-producing electronic devices. The
17 presiding officer may allow an expelled person to return to the public meeting following an
18 agreement by the expelled person to comply with the provisions of this Section. A warning of
19 the provisions of this Section shall be printed on all meeting agendas, and shall be explained
20 at the beginning of each public meeting by the presiding officer.

21 APPROVED AS TO FORM:

22 LOUISE H. RENNE, City Attorney

23
24 By:


Theodore R. Lakey
Deputy City Attorney

25
SUPERVISOR YAKI
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001155

Date Passed:

Ordinance adding Chapter 67A and Section 67A.1 to the San Francisco Administrative Code to prohibit the audible ringing and use of cell phones and similar sound-producing electrical devices at and during public meetings of the City and County of San Francisco, and providing that the ringing and use of cell phones, pagers and similar sound-producing electrical devices, when so prohibited, shall constitute disorderly conduct, and may result in the expulsion and/or removal of the possessor of the offending device from the meeting.

December 4, 2000 Board of Supervisors — PASSED ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee

Noes: 2 - Bierman, Newsom

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee

Noes: 2 - Bierman, Newsom

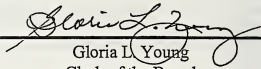
DOCUMENTS DEPT.

JAN 12 2001

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File No. 001155

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board

DEC 22 2000

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 001355

ORDINANCE NO. 287-00

[Suspend the enforcement of Burma Ordinance.]

Ordinance amending the San Francisco Administrative Code by adding Chapter 12J.10, to suspend enforcement of the Ordinance prohibiting the City from doing business with Burma.

Note: The entire Section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 12J of the San Francisco Administrative Code is hereby amended by adding Section 12J.10, to read as follows:

Section 12J.10. Suspension

The provisions of Chapter 12J, prohibiting the City from doing business with Burma, are hereby suspended. Until enactment of legislation withdrawing this suspension, the provisions of Chapter 12J shall have no force or effect and no City officer or employee shall enforce or implement the provisions of Chapter 12J.

DOCUMENTS DEPT

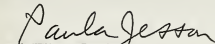
APPROVED AS TO FORM:

JAN 12 2001

LOUISE H. RENNE, City Attorney

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By:



PAULA JESSON
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001355

Date Passed:

Ordinance amending Article X of the San Francisco Administrative Code, by adding Chapter 12J.10, to suspend enforcement of the Ordinance prohibiting the City from doing business with Burma.

October 10, 2000 Board of Supervisors — CONTINUED ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

October 16, 2000 Board of Supervisors — CONTINUED ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

November 6, 2000 Board of Supervisors — CONTINUED ON FIRST READING

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Absent: 2 - Becerril, Yee

December 4, 2000 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 4, 2000 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

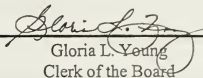
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

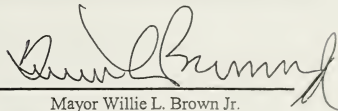
File No. 001355

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.


Gloria L. Young
Clerk of the Board

DEC 22 2000

Date Approved


Mayor Willie L. Brown Jr.

DOCUMENTS DEPT.

JAN 12 2001

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[Firearm Strict Liability Act]

AMENDING ARTICLE 35 OF THE POLICE CODE BY REPEALING EXISTING SECTIONS 3500 THROUGH 3512 AND ADDING NEW SECTIONS 3500 THROUGH 3503 TO IMPOSE STRICT LIABILITY ON GUN MANUFACTURERS, IMPORTERS AND DEALERS FOR INJURIES AND DEATHS CAUSED BY FIREARMS AND WHICH OCCUR WITHIN THE CITY AND COUNTY OF SAN FRANCISCO

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 35 of the San Francisco Police Code is hereby amended by repealing the title and sections 3500 through 3512 to read as follows:

((ARTICLE 35: CONTROL OF THE POSSESSION OF HANDGUNS

SEC. 3500. FINDINGS. (a) It has been determined that in order to promote and to protect the health and safety and welfare of the public, it is necessary to regulate the possession of handguns.

(b) The easy and convenient availability of handguns has been a principal factor in firearm-related deaths in the City and County of San Francisco.

(c) Handguns which are possessed by law abiding citizens are frequently stolen and used in criminal activities.

(d) Handguns play a major role in the commission of crimes of homicide, robbery, assault and in many instances of accidental death and injuries.

SEC. 3501. CONTROL OF HANDGUNS. This Article shall be known as "The Handgun Control Ordinance."

SEC. 3502. DEFINITIONS.

///

1 (a) "Handgun," as used in this Article, means any "pistol," "revolver," and "firearm
2 capable of being concealed upon the person" which is designed to be used as weapon from
3 which is expelled a projectile by the force of any explosion or other form of combustion, and
4 which has a barrel less than 12 inches in length. "Pistol," "revolver," and "firearm capable of
5 being concealed upon the person" as used in this Article shall include the frame or receiver of
6 any such weapon.

7 The above definition shall not include any muzzle loading, smooth bore firearm which is
8 possessed as a collector's item.

9 (b) "Person," as used in this Article, means any individual, corporation, company,
10 association, firm, partnership, retail dealer, wholesale dealer, club, society or joint stock
11 company.

12 **SEC. 3503. POSSESSION OF HANDGUNS PROHIBITED.**

13 It shall be unlawful for any person to possess, within the City and County of San
14 Francisco, any handgun.

15 **SEC. 3504. PENALTY.**

16 Any person who shall violate any of the provisions of Section 3503 of this Article shall
17 be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by imprisonment
18 in the County Jail for not less than 30 days nor more than six months.

19 **SEC. 3505. GRACE PERIOD FOR LAWFULLY POSSESSED HANDGUNS.**

20 Any person who is in lawful possession of a handgun, at the time of the effective date
21 of this ordinance, may continue to possess that handgun for a period of 90 days after the
22 effective date of this ordinance.

23 **SEC. 3506. CONFISCATION AND DESTRUCTION OF HANDGUNS.**

24 ///

25 ///

JAN 12 2001

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1 Upon conviction of a violation of the provisions of this Article, any handgun which was
2 the subject of the violation shall be ordered confiscated and the Police Department shall be
3 directed to destroy the handgun.

4 **SEC. 3507. PERSONS EXCEPTED FROM THIS ARTICLE'S PROHIBITIONS.**

5 Section 3503 shall not apply to any of the following:

6 (A) Peace officers listed in Sections 830.1, 830.2, 830.3, 830.3.1, 830.4, 830.5, and
7 830.6 of the Penal Code whether active or honorably retired, other duly appointed peace
8 officers, full-time paid peace officers of other states and the federal government who are
9 carrying out official duties while in California, or any person summoned by any such officers to
10 assist in making arrests or preserving the peace while such person is actually engaged in
11 assisting such officer.

12 (B) Members of the military forces of this state or of the United States while
13 engaged in the performance of their duties.

14 (C) Persons who are using handguns while on the premises of licensed target
15 ranges for the purpose of practice shooting or who are members of licensed shooting clubs
16 while such persons are hunting on the premises of such clubs; provided such ranges and
17 clubs keep such handguns stored in safe places on the premises at all times when the
18 handguns are not being used.

19 (D) Persons transporting handguns from a licensed target range or licensed
20 shooting club to another licensed target range or licensed shooting club and persons
21 transporting handguns from a licensed retailer to a licensed target range or licensed shooting
22 club, provided, however, that the transportation is for the purpose of practice shooting or
23 hunting or for the purpose of permanently keeping the transported handgun on the premises
24 of the other range or club; and provided that at all times during such transportation, each
25 handgun shall have a trigger lock securely fastened upon it.

1 (E) Any person licensed as a collector of firearms by the Secretary of the Treasury
2 of the United States under Title 18, United States Code, Section 923 and who is in lawful
3 possession of firearms classified as curios or relics under 18 U.S.C. Chapter 44.

4 (F) Persons who are authorized to carry handguns pursuant to Article 3
5 (commencing with Section 12050) of Chapter 1 of Title 2 of Part 4 of the Penal Code, and
6 persons who are authorized to sell handguns pursuant to Penal Code Section 12070.

7 (G) Armored vehicle guards, as defined in Section 7521 of the Business and
8 Professions Code, (A) if hired prior to January 1, 1977; or (B) if hired on or after such date, if
9 they have received a Firearms Qualifications Card from the Department of Consumer Affairs,
10 in each case while acting within the course and scope of their employment.

11 (H) Any of the following persons who have completed a regular course in firearms
12 training approved by the Commission on Peace Officer Standards and Training:

13 (1) Patrol special police officers and assistant patrol special police officers who
14 have been appointed in accordance with the laws of the City and County of San Francisco;

15 (2) Animal control officers or zookeepers, regularly compensated as such by a
16 governmental agency when acting in the course and scope of their employment.

17 (3) Persons who are authorized to carry handguns pursuant to Section 607f of the
18 Civil Code, while actually engaged in the performance of their duties pursuant to such section;

19 (4) Harbor police designated pursuant to Section 653.5 of the Harbors and
20 Navigation Code.

21 (I) Any of the following persons who have been issued a Certificate pursuant to
22 Section 12033 of the Penal Code:

23 (1) Guards or messengers of common carriers, banks, and other financial
24 institutions while actually employed in and about the shipment, transportation, or delivery of
25 any money, treasure, bullion, bonds, or other thing of value within this state.

JAN 12 2001

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(2) Guards of contract carriers operating a Motor Vehicle pursuant to California Highway Patrol and Public Utilities Commission authority (i) if hired prior to January 1, 1977; or (ii) if hired on or after January 1, 1977, if they have completed a course in the carrying and use of firearms which meets the standards prescribed by the Department of Consumer Affairs.

(3) Private investigators, private patrol operators, and alarm company operators who are licensed pursuant to Chapter 11 (commencing with Section 7500) of Division 3 of the Business and Professions Code, while acting within the course and scope of their employment.

(4) Uniformed security guards or night guards employed by any public agency, while acting within the scope and in the course of their employment.

(5) Uniformed security guards, regularly employed and compensated as such by persons engaged in any lawful business, while actually engaged in protecting and preserving the property of their employers and uniformed alarm agents employed by an alarm company operator while on duty.

(6) Uniformed employees of private patrol operators and uniformed employees of private investigators licensed pursuant to Chapter 11 (commencing with Section 7500) of Division 3 of the Business and Professions Code, while acting within the course and scope of their employment.

(J) Any person engaged in any lawful business, including a nonprofit organization, or any officer, employee, or agent authorized by such person for lawful purposes connected with such business, possessing a handgun within such person's fixed place of business.

SEC. 3508. VOLUNTARY DELIVERY OF HANDGUNS TO THE POLICE DEPARTMENT.

No person shall be in violation of this Article who voluntarily delivers and abandons to the Police Department of the City and County of San Francisco, any handgun, provided the

handgun is unloaded and wrapped in a package and the package is carried in open view during transportation.

SEC. 3509. PLACE OF DELIVERY.

Delivery and abandonment of handguns under this Article may be made at any police station or by summoning a police officer to the premises in which the handgun is kept.

SEC. 3510. NO REQUIREMENT TO FURNISH INFORMATION ON VOLUNTARY DELIVERY AND ABANDONMENT OF HANDGUNS.

No person who delivers and abandons a handgun in accordance with Sections 3508 and 3509 of this Article shall be required to show identification, nor to be photographed, nor to be fingerprinted, nor to furnish any information at the time of delivery of the handgun.

SEC. 3511. DUTY OF POLICE DEPARTMENT TO CONDUCT WEAPONS INVESTIGATION AND TO DESTROY HANDGUNS.

Whenever any handgun is delivered and abandoned or is confiscated under this Article, the Police Department shall investigate as to whether the handgun is needed as evidence in any proceeding and if the handgun is not needed as evidence, the police shall destroy the handgun.

SEC. 3512. SAVING CLAUSE: INVALIDITY OF PART OF ARTICLE NOT TO AFFECT REMAINDER.

If any section, subsection, sentence, clause or phrase of this Article is for any reason held to be unconstitutional, or invalid, such decision shall not affect the validity of the remaining portions of this Article. The Board of Supervisors hereby declares that it would have passed this Article and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.))

///

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Section 2. Article 35 of the San Francisco Police Code is hereby amended by adding new sections 3500 through 3503 to read as follows:

ARTICLE 35: FIREARM STRICT LIABILITY ACT

SEC. 3500. Findings The Board of Supervisors finds as follows: (a) The unauthorized use of firearms in the City and County of San Francisco is responsible for approximately two hundred injuries and approximately sixty deaths each year.

(b) The cost of these needless deaths and injuries is generally borne by the injured parties and their families or by the public through the provision of police, emergency and medical services, even in those instances where the person using the firearm is convicted of a crime. The average cost of hospitalization for each person injured as a result of a shooting in San Francisco was approximately \$12,128 as of 1996. The total monetary costs to the citizens of San Francisco each year due to these injuries and deaths as a result of hospital expenditures alone exceeds approximately three million dollars.

(c) The manufacturers, importers and dealers of these firearms profit handsomely from the sales of firearms, but bear virtually no responsibility for the costs incurred as a result of the deaths and injuries caused by the use of their products in San Francisco.

(d) In order to promote and to protect the health, safety and welfare of the citizens of San Francisco, it is necessary and appropriate to reallocate the cost of injuries and deaths arising from the discharge of firearms by imposing strict liability upon the manufacturers, importers and dealers of those firearms, who are most able financially to accept these costs due to their ability to pass the costs on to consumers of firearms.

(e) Imposing strict liability upon manufacturers, importers and dealers of these firearms for injuries and deaths caused by the firearms is appropriate because these firearms are designed to inflict serious injuries and death.

///

SUPERVISORS BECERRIL, LENO, YAKI
BOARD OF SUPERVISORS

1 **SEC. 3501. DEFINITIONS.** (a) "Firearm" shall have the same meaning as in San
2 Francisco Police Code section 613.1(a).

3 (b) "Dealer" means any person engaged in the business of selling firearms at
4 wholesale or retail and specifically includes pawnbrokers who take or receive firearms as
5 security for the payment or repayment of money.

6 (c) "Importer" means any person engaged in the business of importing or bringing
7 firearms into the United States for sale or distribution.

8 (d) "Manufacturer" means any person in business to manufacture or assemble a
9 firearm or ammunition for sale or distribution.

10 (e) "Law enforcement agency" means a federal, state or local law enforcement
11 agency, state militia or an agency of the United States government.

12 (f) "Law enforcement official" means any officer or agent of an agency defined in
13 paragraph (e) of this section who is authorized to use a firearm in the course of his or her
14 work.

15 (g) "Internal personalized safety feature" means any internal locking device or other
16 mechanical or electrical device integral to the frame of the firearm that prevents any
17 unauthorized use of the firearm. Such mechanical or electrical devices can include but are
18 not limited to devices that use computer microchips, radio signals or user fingerprints as a
19 means to "recognize" an authorized user. A trigger lock or other external device shall not be
20 considered an internal personalized safety feature.

21 **SEC. 3502. IMPOSITION OF STRICT LIABILITY** (a) Each manufacturer, importer
22 and/or dealer of a firearm shall be held strictly liable in tort, without regard to fault or proof of
23 defect, for all direct and consequential damages arising from bodily injury or death where the
24 bodily injury or death results from the discharge within the jurisdiction of the City and County

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1 of San Francisco of any firearm manufactured, imported, distributed, sold, leased or otherwise
2 transferred by the manufacturer, importer and/or dealer, except that no liability shall be
3 imposed pursuant to this subsection for a discharge that occurs prior to the effective date of
4 this section.

5 **(b) Exemptions and Limitations.** (1) No action may be commenced pursuant to this
6 section by any person who is injured or killed by the discharge of a firearm while such person
7 is committing or attempting to commit a crime (whether or not such crime is actually charged),
8 or while such person is attempting to evade arrest by a law enforcement official. This
9 exemption shall be in the nature of an affirmative defense, and shall be proven by a
10 preponderance of the evidence.

11 (2) No action may be commenced pursuant to this section by any person injured or
12 killed by the discharge of a firearm by a law enforcement official.

13 (3) This section shall not limit in scope any cause of action, other than that provided by
14 this section, available to a person injured by or killed by a firearm.

15 (4) Nothing in this section shall prevent a manufacturer, importer or dealer from
16 seeking whole or partial indemnity or contribution for any liability incurred under this section
17 from any third party wholly or partially responsible for the injury or death.

18 (5) No action may be commenced pursuant to this section by any person for a self-
19 inflicted injury.

20 (6) No action may be commenced pursuant to this section where the firearm was
21 equipped with an internal personalized safety feature at that time of its first retail sale.

22 (7) If any manufacturer, importer or dealer has purchased and has in effect at the time
23 of the injury an insurance policy that covers any and all damages, including but not limited to
24 bodily injury or death, resulting from the discharge of the specific firearm involved in the
25 incident, the liability imposed under this section as to that manufacturer, importer or dealer

1 shall not exceed the total amount of coverage available under said policy provided that the
2 total coverage available under the policy shall not be less than \$100,000 per incident.

3 (8) No action may be commenced pursuant to this section where the firearm involved
4 is either (a) a shotgun without a magazine or having a fixed magazine of four or less rounds or
5 (b) a rifle without a magazine or having a fixed magazine of four or less rounds.

6 **SEC. 3503. SAVING CLAUSE: INVALIDITY OF PART OF ARTICLE NOT TO**
7 **AFFECT REMAINDER.**

8 If any section, subsection, sentence, clause or phrase of this Article is for any reason
9 held to be unconstitutional, or invalid, such decision shall not affect the validity of the
10 remaining portions of this Article. The Board of Supervisors hereby declares that it would
11 have passed this Article and each section, subsection, sentence, clause and phrase thereof,
12 irrespective of the fact that any one or more sections, subsections, sentences, clauses or
13 phrases be declared unconstitutional.

14
15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17
18
19 By: _____

20 D. CAMERON BAKER
21 Deputy City Attorney
22
23
24
25



City and County of San Francisco

Tails Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 001490

Date Passed:

Ordinance amending Article 35 of the Police Code by repealing existing Sections 3500 through 3512 and adding new Sections 3500 through 3503 to impose strict liability on gun manufacturers, importers and dealers for injuries and deaths caused by firearms and which occur within the City and County of San Francisco.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Becerril

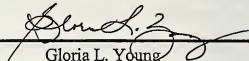
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JAN 12 2001

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File No. 001490

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.


Gloria L. Young
Clerk of the Board

DEC 22 2000

Date Approved


Mayor Willie L. Brown Jr.

FILE NO. 001549

JAN 12 2001

ORDINANCE NO. 289-00

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[Administrative Code Revision: Health Service System]

AMENDING CHAPTER 16, ARTICLE XV, OF PART I OF THE SAN FRANCISCO
MUNICIPAL CODE (ADMINISTRATIVE CODE), BY AMENDING SECTIONS 16.700 AND
16.701, REGARDING PARTICIPATION IN THE HEALTH SERVICE SYSTEM, AND
AMENDING CHAPTER 16, ARTICLE IX, BY RENUMBERING SECTION 16.157 AS
SECTION 16.703, REGARDING BOARD APPROVAL OF HEALTH SERVICE SYSTEM
PLANS AND CONTRIBUTION RATES.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16 of the San Francisco Administrative Code is hereby amended
by amending Sections 16.700 and 16.701, to read as follows:

SEC. 16.700. PARTICIPATION. ((MEMBERSHIP.))

The following shall be eligible to participate in the Health Service System:

(a) City and County employees.((Effective December 1, 1980, continuing through June
30, 1987, membership in the Health Service System shall include in addition to members of
the Retirement System all employees with six months or more continuous service whose
normal work week at the time of inclusion in the system is not less than 20 hours, provided,
that the Governing Board of the San Francisco Community College District may by resolution
designate as members for nine months or each academic year, temporary certificated
employees.))

(1) All permanent employees of the City and County of San Francisco whose normal
work week at the time of inclusion in the system is not less than twenty (20) hours;

SUPERVISOR KAUFMAN, NEWSOM
BOARD OF SUPERVISORS

1 (2) All regularly scheduled provisional employees of the City and County of San
2 Francisco whose normal work week at the time of inclusion in the system is not less than
3 twenty (20) hours:

4 (3) All other employees of the City and County of San Francisco, including "as needed"
5 employees, who have worked one thousand and forty hours (1040) in any consecutive twelve
6 (12) month period and whose normal work week at the time of inclusion in the system is not
7 less than twenty (20) hours.

8 (((b) "Continuous service" is defined as City and County or School District service,
9 uninterrupted except for authorized leaves of absence. CETA funded employees who have or
10 will have become employed in City and County or School District funded positions shall be
11 credited with the period of CETA funded continuous service with the City and County or
12 School District for purposes of qualifying for membership in the system.))

13 (b) Elected officials.

14 (((c) Employees who are not members of the Retirement System who are absent from
15 paid status for more than six continuous months shall be required to re-enroll in the Health
16 Service System pursuant to provisions of Subsections (a) and (b).))

17 (c) All members of the following boards and commissions during their time in service to
18 the City and County of San Francisco:

19 (1) Access Appeals Commission

20 (2) Airport Commission

21 (3) Art Commission

22 (4) Asian Art Commission

23 (5) Board of Education

24 (6) Board of Appeals

25 (7) Building Inspection Commission

JAN 12 2001

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- 1 (8) Civil Service Commission
- 2 (9) Commission on the Aging
- 3 (10) Commission on the Environment
- 4 (11) Commission on the Status of Women
- 5 (12) Community College District Governing Board
- 6 (13) Concourse Authority
- 7 (14) Ethics Commission
- 8 (15) Fine Arts Museums Board of Trustees
- 9 (16) Fire Commission
- 10 (17) Film and Video Arts Commission
- 11 (18) Health Commission
- 12 (19) Health Service Board
- 13 (20) Human Rights Commission
- 14 (21) Human Services Commission
- 15 (22) Juvenile Probation Commission
- 16 (23) Library Commission
- 17 (24) Municipal Transportation Authority
- 18 (25) Parking and Traffic Commission until such time as section 4.116 of the Charter is
- 19 repealed
- 20 (26) Planning Commission
- 21 (27) Police Commission
- 22 (28) Port Commission
- 23 (29) Public Utilities Commission
- 24 (30) Recreation and Parks Commission
- 25 (31) Residential Rent Stabilization and Arbitration Board

1 (32) Retirement Board

2 (33) Small Business Commission

3 (34) Taxi Commission

4 (35) War Memorial and Performing Arts Center Board

5 (((d) For the purposes of administering and interpreting the provision of this Section,
6 the following shall apply:

7 (1) An employee who is a member of the Health Service System and who reverts to an
8 "as needed" employee status shall become ineligible for membership in the system.

9 (2) A permanent certified employee who is separated and takes a temporary job with a
10 break in service of less than six months is immediately eligible for membership.

11 (3) An employee with at least six months continuous service is eligible for membership
12 as soon as his or her normal work week reaches 20 or more hours.

13 (4) Prior service by an employee who was not a member of the Health Service System
14 shall not count toward the six month eligibility requirement. The six month break in service
15 exception only applies to an employee who was a member of the system prior to an
16 interruption in service.

17 (5) An employee whose work week is reduced below 20 hours per week after inclusion
18 in the system shall not lose eligibility for continued inclusion in the system.))

19 (d) All officers and employees as determined eligible by the Board of Education of the
20 San Francisco Unified School District.

21 (e) All officers and employees as determined eligible by the Governing Board of the
22 San Francisco Community College District.

23 (f) All officers and employees as determined eligible by the governing bodies of the
24 San Francisco Transportation Authority, San Francisco Parking Authority, San Francisco
25

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1 Redevelopment Agency, San Francisco Superior Court and any other employees as
2 determined eligible by ordinance.

3 (g) All retirees, surviving spouses, surviving domestic partners and resigned
4 employees. For the purposes of this Chapter, resigned employees shall have the same
5 meaning as used in section A8.425 of the Charter.

6 (h) All dependents of the foregoing categories as they are determined eligible by the
7 appropriate governing body.

8
9 **SEC. 16.701. ELIGIBILITY FOR EMPLOYER CONTRIBUTIONS ((REDEVELOPMENT**
10 **AGENCY COMMISSIONERS TO PARTICIPATE IN CITY EMPLOYEES' HEALTH SERVICE**
11 **SYSTEM.))**

12 ((Pursuant to California Government Code Section 53200.4, the Board of Supervisors
13 hereby elects to treat commissioners of the Governing Board of the San Francisco
14 Redevelopment Agency as City and County employees for the purpose of participating in the
15 City Employees' Health Service System on the same terms and conditions as members of
16 boards and commissions of the City and County, subject to the following conditions.

17 This election does not take effect unless and until the Governing Board of the San
18 Francisco Redevelopment Agency approves this election and agrees to reimburse the City
19 and County of San Francisco City Employees' Health Service System for all direct and indirect
20 costs including an allocable share of overhead and administrative costs and including
21 premiums for Redevelopment Agency Commissioners' participation in the City and County
22 Employees' Health Service System. This cost shall be determined by the Administrator of the
23 City Employees' Health Service System.

24 This election can be rescinded can be rescinded at any item upon 30 days' notice by
25 the Board of Supervisors.))

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

1 The following shall be eligible to receive contributions for participation in the Health
2 Service System as set forth below:

3 (a) Members of boards and commissions referenced above in section 16.700(c) and
4 retirees, surviving spouses and surviving domestic partners referenced above in section
5 16.700(g), shall receive only the Charter-determined contribution. Members of boards and
6 commissions who were in service on the effective date of this ordinance shall maintain the
7 same types of benefits during their term of service.

8 (i) Except as may otherwise be required under state or federal law, the surviving
9 spouse or surviving domestic partner of an active employee who is killed in the
10 performance of his or her duty shall continue to receive health benefits under the
11 same terms and conditions provided to the employee prior to the death, or prior
12 to the accident or injury that caused the death.

13 (b) Employees referenced above in section 16.700(a), elected officials referenced
14 above in section 16.700(b), members of the San Francisco Unified School District referenced
15 above in section 16.700(d) and members of the San Francisco Community College District
16 referenced above in section 16.700(e) shall receive both the Charter-determined contribution
17 and collectively bargained contributions. Notwithstanding the foregoing, employees
18 referenced above in section 16.700(a), who are not in active service for more than twelve (12)
19 weeks, shall be required to pay the Health Service System for the full premium cost of
20 membership in the Health Service System, unless the employee shall be on sick leave,
21 workers' compensation, mandatory administrative leave, approved personal leave following
22 family care leave, disciplinary suspensions or on a layoff holdover list where the employee
23 verifies they have no alternative coverage. In accordance with the City's obligations under the
24 Meyers-Milias-Brown Act, the Department of Human Resources shall establish rules and
25 regulations governing whether employees who, after inclusion in the system, work less than

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twenty (20) hours per week, shall lose eligibility in the system or whether the employee shall be required to make additional contributions to the system.

(c) Dependents of employees referenced above in section 16.700(a) shall only receive collectively bargained contributions. Dependents of elected officials referenced above in section 16.700(b) shall only receive contributions specified by ordinance. Dependents of members referenced above in sections 16.700(d), (e) and (f) shall only receive the contributions specified by the appropriate governing body. Dependents of board and commission members referenced above in section 16.700(c) shall receive no contribution. Dependents of retired employees referenced above in section 16.700(g) shall receive contributions only as provided by the Charter.

(d) Resigned employees referenced above in section 16.700(g) shall not receive any contribution.

(e) Those subgroups referenced above in section 16.700(f) shall receive contributions as determined by their respective employers.

Section 2. Chapter 16 of the San Francisco Administrative Code is hereby amended by renumbering Section 16.157 as Section 16.703, to read as follows:

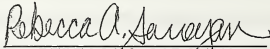
SEC. 16.703 ((16.157)). HEALTH SERVICE SYSTEM; PLAN AND CONTRIBUTION RATES.

Changes in contribution rates adopted by the Health Service Board, as respects the plans of the Health Service System, to become effective on July 1, 1999 for the fiscal year July 1, 1999 through June 30, 2000 approved by the Health Service Board in actions taken by it on March 11, 1999, which plans and contribution rates are on file with the Clerk of the Board of Supervisors, are hereby approved.

1
2 APPROVED AS TO FORM:

3 LOUISE H. RENNE, City Attorney
4

5
6 By:



REBECCA A. SAROYAN
Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001549

Date Passed:

Ordinance amending Chapter 16, Article XV, of Part I of the San Francisco Municipal Code (Administrative Code), by amending Sections 16.700 and 16.701, regarding participation in the Health Service System, and amending Chapter 16, Article IX, by renumbering Section 16.157 as Section 16.703, regarding Board approval of Health Service System plans and contribution rates.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Becerril

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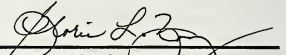
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File No. 001549

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

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FILE NO. 001627

JAN 12 2001

ORDINANCE NO. 290-00

[Criminal Tax Penalties]
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AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(BUSINESS AND TAX REGULATIONS CODE), BY REPEALING SECTIONS 6.19-1, 6.19-2,
AND 6.19-3, RELATING TO CRIMINAL PENALTIES FOR CERTAIN VIOLATIONS; BY RE-
NUMBERING SECTIONS 6.19-4, 6.19-5, AND 6.19-6 AS NEW SECTIONS 6.19-1, 6.19-2,
AND 6.19-3, RESPECTIVELY; AND BARRING ANY FUTURE PROSECUTIONS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of the Business and Tax Regulations Code is hereby amended by
repealing Section 6.19-1.

((SEC. 6.19-1. VIOLATIONS A MISDEMEANOR.

Any person wilfully failing to pay or remit a tax after notification of delinquency, shall be
guilty of a misdemeanor, and shall be punishable therefor by a fine of not more than \$1,000 or
by imprisonment in the County Jail for a period of not more than six months or by both such
fine and imprisonment.

Any person who wilfully fails to respond to a request for information, a registration
notice, a deficiency notice or a jeopardy notice, or who renders a false or fraudulent return, or
wilfully fails to file a correct registration statement or timely update a previously filed
registration statement upon a material change is guilty of a misdemeanor, and is punishable
as aforesaid.

Supervisors Kaufman, Newsom

TREASURER/TAX COLLECTOR
BOARD OF SUPERVISORS

1 Any person required to make, render, sign or verify any report who makes any false or
2 fraudulent report, with intent to defeat or evade the determination of an amount due required
3 by this ordinance to be made, is guilty of a misdemeanor and is punishable as aforesaid.

4 Any person who wilfully engages in any business after the registration certificate issued
5 therefor has been suspended or revoked, and before such suspended certificate has been
6 reinstated or a new certificate issued, is guilty of a misdemeanor and is punishable as
7 aforesaid.))

8
9 Section 2. Article 6 of the Business and Tax Regulations Code is hereby amended by
10 repealing Section 6.19-2.

11 **((SEC. 6.19-2. CITATIONS.**

12 (a) Pursuant to California Penal Code, Title 3, Section 836.5, and Title 3, Part 2,
13 Chapter 5C, the classes of officers and employees of the City and County of San Francisco
14 listed below are empowered to enforce Section 6.19-1 of Part III of the Municipal Code
15 against violations as a misdemeanor or infraction by exercising arrest and citation authority:

16	Classification No.	Class Title
17		
18	4334	Investigator
19	4335	Senior Investigator
20	4337	Principal Investigator
21	4340	Chief Investigator

22
23 (b) The Tax Collector, in coordination with the Chief of Police, shall establish and
24 cause to be administered a special enforcement training program designed to instruct each
25 officer or employee who will exercise arrest and citation authority. Such training shall include

JAN 12 2001

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guidance and instruction regarding the evidentiary prerequisites to proper prosecutions for violations thereof; the appropriate procedures for making arrests or otherwise prudently exercising such arrest and citation authority; and the legal and practical ramifications and limitations relevant to exercising enforcement authority.))

Section 3. Article 6 of the Business and Tax Regulations Code is hereby amended by repealing Section 6.19-3.

((SEC. 6.19-3. CITATION PROCEDURES.

(a) Violations. Whenever any person is arrested for a violation of Section 6.19-1 of Part III of the Municipal Code and such person is not immediately taken before a magistrate as procedure therefor is prescribed in the Penal Code of the State of California, the arresting officer shall prepare in duplicate a written notice to appear in court.

(b) Contents of Citation. Such notice shall contain the name and address of the person so arrested, the offense charged, and the place and time where and when such person shall appear in court.

(c) Time for Appearance. The time specified in the notice to appear shall be not less than five days after such arrest.

(d) Appearance Before Judge of Municipal Court. The place specified in the notice to appear shall be before the Municipal Court of the City and County of San Francisco.

(e) Signing of Promise to Appear. The arresting officer shall deliver one copy of the notice to appear to the arrested person, and, such person, in order to secure release after such arrest, must give his or her written promise so to appear in court by signing the duplicate notice, which shall be retained by the officer. Thereupon the arresting officer shall immediately release the person arrested from custody.

1 (f) Fixing of Bail by Judge. As soon as practicable thereafter the arresting officer shall
2 file the duplicate notice with the judge specified therein. Thereupon, the judge shall fix the
3 amount of bail which in his or her judgment, in accordance with the provisions of Section 1275
4 of the Penal Code of the State of California, will be reasonable and sufficient for the
5 appearance of the defendant, and the judge shall endorse upon the notice a statement signed
6 by him or her in the form set forth in Section 815a of said Code; provided, however, that
7 where judges of the Municipal Court have adopted a schedule of bail, the bail shall be in the
8 amount as set forth in the said bail schedule which is then in effect.

9 (g) Deposit and Forfeiture of Bail; Termination of Proceedings; Payment of Forfeited
10 Bail into Treasury. The defendant may, prior to the date upon which he or she promised to
11 appear in court, deposit with the judge the amount of bail set as provided above. Thereafter,
12 at the time the case is called for arraignment, if the defendant shall not appear, either in
13 person or by counsel, the judge may declare the bail forfeited, and may in his or her discretion
14 order that no further proceedings shall be had in such case. Upon the making of such order
15 that no further proceedings be had, all sums deposited as bail shall be paid into the treasury
16 of the City and County of San Francisco.

17 (h) Warrants of Arrest, Nonissuance. No warrant shall issue on such charge for the
18 arrest of a person who has given such written promise to appear in court, unless and until he
19 or she has violated such promise or has failed to deposit bail, to appear for arraignment, trial
20 or judgment, or to comply with the terms and provisions of the judgment, as required by law.

21 (i) Penalty for Failure to Appear in Court. Any person who wilfully violates his or her
22 written promise to appear in court is guilty of a misdemeanor, regardless of the disposition of
23 the original charge upon which he was arrested, and upon conviction of such misdemeanor,
24 shall be punished by fine not exceeding \$25 or by imprisonment in the County Jail for a period
25 not exceeding five days, or both such fine and imprisonment.

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(j) Warrants of Arrest, Issuance for Failure to Appear. Whenever a person signs a written promise to appear in court as provided in this Section, he or she must make such appearance unless he or she has posted bail as provided herein. If he or she fails to so appear, the judge shall, within 20 days after the date set for such appearance, issue and have delivered for execution a warrant for arrest of that person.))

Section 4. Article 6 of the Business and Tax Regulations Code is hereby amended by renumbering Section 6.19-4 as new Section 6.19-1, to read as follows:

SEC. 6.19-1 ((6.19-4)). CIVIL ACTIONS.

In addition to the actions provided for in Section 6.10-3, the attorney for the Tax Collector may bring a civil action to enjoin any violation of Part III of the Municipal Code.

Section 5. Article 6 of the Business and Tax Regulations Code is hereby amended by renumbering Section 6.19-5 as new Section 6.19-2, to read as follows:

SEC. 6.19-2 ((6.19-5)). REMEDIES CUMULATIVE.

The remedies, penalties and procedures provided under this Article are cumulative and are not intended to be exclusive of any other available remedies, penalties and procedures.

Section 6. Article 6 of the Business and Tax Regulations Code is hereby amended by renumbering Section 6.19-6 as new Section 6.19-3, to read as follows:

SEC. 6.19-3 ((6.19-6)). LIMITATIONS.

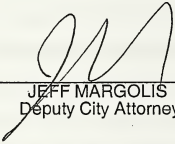
Any action challenging the validity of a tax imposed under Part III of the Municipal Code, as opposed to the application of that tax to a particular person, shall be commenced within 90 days after the delinquency date for payment of the tax.

1 Section 7. No officer, employee, or agent of the City and County shall take any steps
2 to institute or maintain any criminal action pursuant to former Sections 6.19-1, 6.19-2, and
3 6.19-3, regardless of when the violations allegedly occurred.
4

5
6 APPROVED AS TO FORM:

7 LOUISE H. RENNE, City Attorney
8

9
10
11 By:



JEFF MARGOLIS
Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001627

Date Passed:

Ordinance amending Article 6 of Part III of the San Francisco Municipal Code (Business and Tax Regulations Code) by repealing Sections 6.19-1, 6.19-2, and 6.19-3, relating to criminal penalties for certain violations; by renumbering Sections 6.19-4, 6.19-5, and 6.19-6 as new Sections 6.19-1, 6.19-2, and 6.19-3, respectively; and barring any future prosecutions.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

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JAN 12 2001

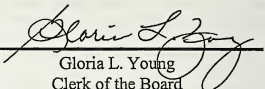
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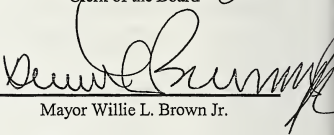
File No. 001627

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

FILE NO. 001676

JAN 12 2001

ORDINANCE NO. 291-00

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[Hotel Tax Exemption]

AMENDING ARTICLE 7 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(TRANSIENT OCCUPANCY TAX) BY AMENDING SECTION 506 TO PROVIDE THAT FOR
HOTELS WHICH RENT SHARED ROOMS THE HOTEL TAX EXEMPTION SHALL BE BASED
ON THE RENT CHARGED PER PERSON AND RETROACTIVELY REPEALING THE SUNSET
CLAUSE APPLICABLE TO THE HOTEL TAX EXEMPTION.

Note: Additions and substitutions are underlined;
deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 7 of Part III of the San Francisco Municipal Code is hereby amended by
amending Section 506, to read as follows:

SEC. 506. EXEMPTIONS. No tax shall be imposed hereunder:

(a) Upon a permanent resident.

(b) Upon a corporation or association having a formally recognized exemption from income
taxation pursuant to Section 501(c) or 501(d) or 401(a) of Title 26 of the United States Code as
qualified by Sections 502, 503, 504 and 508 of Title 26 of the United States Code.

(c) Where the rent is less than at the rate of \$30 a day or \$100 per week. For multiple-
occupancy guest rooms where the hotel determines who will share the rooms, the exemption shall be
based on the rent charged per person.

Section 2. Any previous sunset clause or other expiration date for the amendments contained in
Ordinance No. 113-98 is hereby repealed, effective July 1, 2000.

///

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SUPERVISOR BIERMAN
BOARD OF SUPERVISORS

1 APPROVED AS TO FORM:

2 LOUISE H. RENNE, City Attorney

3
4
5 By:



6 D. MALCOLM CARSON
7 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001676

Date Passed:

Ordinance amending Article 7 of Part III of the San Francisco Municipal Code (Transient Occupancy Tax) by amending Section 506 to provide that for hotels which rent shared rooms the hotel tax exemption shall be based on the rent charged per person and retroactively repealing the Sunset Clause applicable to the hotel tax exemption.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

DOCUMENTS DEPT.

JAN 12 2001

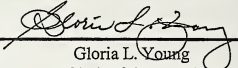
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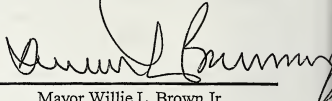
File No. 001676

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

FILE NO. 001721

JAN 12 2001

ORDINANCE NO. 292-00

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[Repealing Article X of the San Francisco Administrative Code, governing funds received by the Municipal Court. This Article is obsolete due to the consolidation of the Superior and Municipal Courts.]

Ordinance amending Article X of the San Francisco Administrative Code by repealing Article X (sections 10.57 through 10.69) in its entirety.

Note: Additions are *italic, Times New Roman*; deletions are ~~strikethrough italic, Times New Roman~~.
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article X of the San Francisco Administrative Code is hereby amended by repealing Article X (Sections 10.57 through 10.69), to read as follows:

~~ARTICLE X~~

~~MONEYS RECEIVED BY MUNICIPAL COURT~~

~~SEC. 10.57. MONEY TO BE DELIVERED TO TREASURY AS PROVIDED BY SECTION 6.311 OF THE CHARTER.~~

~~All money received by the Municipal Court and the Municipal Court Clerk for or in connection with the business of the Municipal Court shall be paid or delivered into the treasury not later than the next business day after its receipt, as provided by Section 6.311 of the Charter.~~

~~SEC. 10.57A. PAYMENT BY CREDIT CARD.~~

~~The Clerk of the Municipal Court for the City and County of San Francisco and the San Francisco Police Department are hereby authorized to accept credit cards for payment for the deposit of bail or for any fine for any offense not declared to be a felony, or for payment of any towing or storage costs for a vehicle which has been removed from a highway, or from public or private property, as a result of parking violations.~~

///

~~SEC. 10.58. MONEY FROM TRAFFIC COURT OR TRAFFIC FINES BUREAU TO BE
DEPOSITED IN COMMERCIAL BANK ACCOUNT—GENERALLY; ACCOUNT DESIGNATED.~~

For the purpose of clearing checks, money orders and similar documents received in the Traffic Fines Bureau or in the Traffic Court during the course of business of the court, the Clerk of the Municipal Court is hereby authorized to open a commercial bank account to be known as: "Municipal Court of the City and County of San Francisco Clearing Account."

~~SEC. 10.59. MONEY FROM TRAFFIC COURT OR TRAFFIC FINES BUREAU TO BE
DEPOSITED IN COMMERCIAL BANK ACCOUNT—SIGNING CHECKS DRAWN ON
ACCOUNT.~~

Checks drawn upon the bank account authorized by the preceding section shall be signed by either the Clerk of the Municipal Court or such employees of his or her office as are duly authorized by the Clerk to sign.

~~SEC. 10.60. MONEY FROM TRAFFIC COURT OR TRAFFIC FINES BUREAU TO BE
DEPOSITED IN COMMERCIAL BANK ACCOUNT—DEPOSIT IN ACCOUNTS.~~

All checks, money orders and similar documents received shall be deposited in the bank account designated in Section 10.58 of this Code not later than the next business day after receipt thereof.

~~SEC. 10.61. MONEY FROM TRAFFIC COURT OR TRAFFIC FINES BUREAU TO BE
DEPOSITED IN COMMERCIAL BANK ACCOUNT—CHECK TO BE DRAWN IN FAVOR OF
TREASURER IN SAME AMOUNT AS DEPOSIT.~~

Concurrently with making the deposits in the bank, the Clerk shall issue or cause to be issued a check in the full amount of the deposit drawn in favor of the Treasurer, which check shall constitute a part of the deposit with the Treasurer prescribed in Section 10.57 of this Code.

~~SEC. 10.62. MONEY FROM TRAFFIC COURT OR TRAFFIC FINES BUREAU TO BE
DEPOSITED IN COMMERCIAL BANK ACCOUNT—EFFECT ON TREASURER'S CHECK
UPON NONCOLLECTION OF DEPOSITS.~~

JAN 12 2001

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In the event any items deposited in the bank account designated in Section 10.58 of this Code are returned by the bank, the amount of the check drawn by the Clerk pursuant to the preceding section shall be reduced by the amount of the uncollected items returned by the bank to the Clerk the preceding business day.

~~SEC. 10.63. MONEY FROM TRAFFIC COURT OR TRAFFIC FINES BUREAU TO BE DEPOSITED IN COMMERCIAL BANK ACCOUNT—EFFECT OF UNCOLLECTED DEPOSITS ON CLEARED TRAFFIC CASES.~~

Traffic cases which were cleared by virtue of the receipt of checks, money orders and similar documents, which were subsequently returned uncollected by the bank, shall be re-established immediately as uncleared traffic cases.

~~SEC. 10.64. DEPOSIT OF UNIDENTIFIED AND EXCESS PAYMENTS.~~

All payments received by the Municipal Court in excess of the amount applicable to a particular transaction, and all payments which cannot be immediately identified with a particular transaction, shall be included in and made a part of the deposit with the Treasurer prescribed by this Article.

~~SEC. 10.65. MUNICIPAL COURT SUSPENSE ACCOUNT.~~

The receipts described in the preceding Section shall be shown separately on the daily deposit tag and shall be credited to "Municipal Court Suspense Account," which account the Controller is hereby authorized and directed to create.

~~SEC. 10.66. REPAYMENT OF EXCESS PAYMENTS; TRANSFER OF UNCLAIMED EXCESS PAYMENTS.~~

In cases where payments are in excess of the correct amount, refund will be made by the Controller upon proper authorization from the Court, on such form and in such manner as may be prescribed by the Controller. The Clerk of the Court shall prepare a schedule daily, covering these items. Upon the Court's order so to do, the Controller shall draw a warrant payable to each claimant listed on the schedule where the amount claimed is on deposit in the suspense account. Where excess

1 *payments remain unclaimed for a period of one year or more, the Controller is authorized to transfer*
2 *such amounts from the suspense account to the General Fund.*

3 **~~SEC. 10.67. RETURN AND REGISTER OF INSUFFICIENT OR DEFICIENT CHECKS.~~**

4 *Checks, money orders and similar documents received in amounts insufficient to cover cases for*
5 *which tendered, or deficient in any other respect, shall be returned to their respective senders not later*
6 *than the next business day after receipt. The Clerk shall maintain a register in which shall be*
7 *chronologically recorded each item so returned. There shall also be recorded in the register the date,*
8 *amount, identity of the instrument returned, name and address of the sender, and the date and reason*
9 *for its return.*

10 **~~SEC. 10.68. TRANSFER OF UNIDENTIFIABLE COLLECTIONS UPON SUBSEQUENT~~**
11 **~~IDENTIFICATION.~~**

12 *With respect to collections not immediately identifiable, when identification is subsequently*
13 *made, request shall be made of the Controller to transfer the applicable amount from the suspense*
14 *account to the proper account. All such items remaining in the suspense account at the close of any*
15 *fiscal year may be transferred by the Controller to the General Fund.*

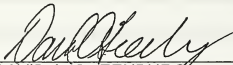
16 **~~SEC. 10.69. MUNICIPAL COURT CLERK'S RECORDS AND REPORTS.~~**

17 *The Clerk of the Municipal Court shall maintain such records and prepare such reports as the*
18 *Controller and presiding judge shall prescribe.*

20 APPROVED AS TO FORM:

21 LOUISE H. RENNE, City Attorney

23 By:

24 
25 DAVID A. GREENBURG
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Ordinance

File Number: 001721

Date Passed:

Ordinance amending Article X of the San Francisco Administrative Code by repealing Article X (Sections 10.57 through 10.69) in its entirety.

December 4, 2000 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Becerril, Yaki

December 4, 2000 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Becerril, Yaki

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

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JAN 12 2001

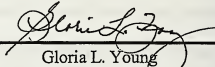
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File No. 001721

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

JAN 12 2001

FILE NO. 001759

SAN FRANCISCO

ORDINANCE NO. 293-00

[Planning Code Amendments] PUBLIC LIBRARY

Ordinance Amending Part II, Chapter II Of The San Francisco Municipal Code (Planning Code) By Adding Section 249.21 To Establish The California Street And Presidio Avenue – Community Center Special Use District, And Adopting Findings.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter II, Article 2 of San Francisco Municipal Code (Planning Code) is hereby amended to add new Section 249.21 to read as follows:

Section 249.21

California Street and Presidio Avenue –

Community Center Special Use District

A Special Use District entitled the "California Street and Presidio Avenue – Community Center Special Use District (also referred to as the "California – Presidio Special Use District") the boundaries of which are shown on Section Map No. 3SU of the Zoning Map, is hereby established for the purposes set forth below.

(a) Purposes. To provide for the development of a Community Facility or Other Institution, Large, on a site that is currently split-zoned, which will serve both the immediate neighborhood and the larger San Francisco community, with related educational, cultural, social and recreational uses, including, but not limited to, retail sales, eating and drinking facilities and parking.

(b) Controls. All provisions of the Planning Code currently applicable to the RM-1 District and Sacramento Street Neighborhood Commercial District ("Sacramento NCD") portions of the California – Presidio Special Use District shall continue to apply to those portions of the site, except as otherwise provided in this Section 249.21.

Supervisors

KAUFMAN, AMMIANO, BECCERIL, BROWN, KATZ, LENO, NEWSOM, TENG, YAKI, Yee
BOARD OF SUPERVISORS

1 (1) Principal Permitted Uses. The following uses (including, without limitation, all
2 uses which are principal permitted uses in RM-1 and Sacramento NCD Districts) shall be
3 permitted as principal uses in this Special Use District:

4 Community Facility or Other Institutions, Large, which may include, but are not limited
5 to, theatre, auditorium, performance, and meeting space, classrooms, art activities, including
6 but not limited to, dance and music studios, health club, fitness center and related uses,
7 including, but not limited to, aerobics and cardiovascular areas, gymnasium, pools, spa and
8 other uses incidental thereto, social services, youth and day camp, teen programs, eating and
9 drinking uses (as defined in Section 790.34 of this Code, with the exception of large fast-food
10 restaurants as defined in Section 790.90 of this Code), other entertainment uses (as defined
11 in Section 790.38 of this Code), on-site catering, child-care, retail, roof top recreation
12 (including, but not limited to, basketball courts, play structures and other related uses), rooftop
13 garden and parking. Such uses shall not be limited by story and may serve both the
14 immediate neighborhood and the larger San Francisco community. The permitted hours of
15 operation of commercial establishments shall be from 5 a.m. to 12 a.m.; any extended hours
16 will require conditional use authorization pursuant to subsection (b)(2) hereunder.

17 (2) Conditional Uses. The Planning Commission may authorize the following
18 uses within the California – Presidio Special Use District as a conditional use in accordance
19 with the requirements of Section 303 of this Code:

20 (i) Any principally permitted use under Subsection (b)(1) above where
21 the total floor area exceeds 130,000 gross square feet of floor area, excluding all parking and
22 loading areas, including driveways and maneuvering areas incidental thereto, located entirely
23 below curb level at the center line of the building along its California Street frontage.

24 (ii) Any use not authorized as a principal permitted use in Subsection
25 (b)(1) which is allowed as a conditional use in either the RM-1 or Sacramento NCD Districts.

JAN 12 2001

SAN FRANCISCO

(3) Conditional Use and Architectural Design Review by Planning

Commission. Any application for any new structure, or significant enlargement of any existing structure to house a use permitted within the California – Presidio Special Use District shall be subject to conditional use review and approval by the Planning Commission in accordance with the requirements in this subsection (b)(3). The Planning Commission shall approve such application if it finds that the proposed project:

(i) Meets the height, bulk, floor area limitation, parking standards and other standards or requirements of the California – Presidio Special Use District set forth below,

(ii) Is consistent with the Priority Policies set forth in Planning Code Section 101.1, and

(iii) With respect to the architectural design that: (a) the mass and facade of the proposed structure are compatible with the existing scale of the underlying RM-1 and Sacramento NCD Districts, (b) the facade of the proposed structure is compatible with design features of other non-residential facades and contributes to the positive visual quality of the underlying RM-1 and Sacramento NCD Districts, (c) the treatment of screening, service areas, lighting and general signage program is compatible with non-residential buildings in the area or with the design and purposes of the proposed project, and (d) the building is designed in discrete elements which respect the scale of development in the neighborhood.

The criteria in this Subsection (b)(3) shall be in lieu of the criteria set forth in Sections 303(c), Section 121.1 (Development of Large Lots, Neighborhood Commercial Districts) and Section 121.2 (Use Size Limits (Non-Residential), Neighborhood Commercial Districts) and Section 253 (Review of Proposed Buildings and Structures Exceeding a Height of 40 Feet in R Districts) of this Code. In making determinations on applications for conditional use authorization within the California – Presidio Special Use District, the Planning Commission

1 shall consider the purposes set forth in Subsection (a) above, in addition to any other criteria
2 to be applied hereunder.

3 (4) Floor Area Ratio. The floor area ratio limit shall be 2.5 to 1, provided,
4 however, that the limit shall not apply to floor area used for off-street parking and loading and
5 for driveways and maneuvering areas incidental thereto, where such parking and loading is
6 located entirely below curb level as measured from the property line at the center point of the
7 building along its California Street frontage.

8 (5) Height and Bulk Restrictions. The applicable Height and Bulk for this
9 Special Use District shall be 65-X.

10 (6) Required Setbacks – Site Coverage. The provisions of Sections 132,
11 134, and 136 of this Code governing setbacks shall not apply.

12 (7) Parking. The off-street parking requirement may be modified by the
13 Planning Commission pursuant to the procedures for granting conditional use authorization
14 set forth in Section 303 of this Code. In acting upon any application for a modification of
15 parking requirements the Planning Commission shall consider the criteria set forth below in
16 lieu of the criteria set forth in Section 303, or elsewhere in the Code, and shall grant the
17 modification if it finds that:

18 (i) Modification of the parking requirement is justified by the
19 reasonable anticipated auto usage by visitors of the project, including, without limitation,
20 taking into consideration appropriate link factors due to multiple uses of programs and
21 facilities, the normal hours of operation of such uses, programs and facilities and other factors
22 applicable to the proposed uses; or

23 (ii) Modification of the parking requirement will not be detrimental to
24 the health, safety, convenience or general welfare of persons residing or working in the
25 vicinity of the project. In making such finding, the Planning Commission may, among other

1 things, take into consideration (A) the proposed project's net effect on parking demand as
2 compared to the parking demand that is not currently being met because of the absence of
3 off-street parking associated with existing uses, and (B) whether the parking proposed for the
4 project will decrease the deficiency that currently exists with respect to the parking that would
5 normally be required under the Planning Code for the existing structures and uses.

6 Notwithstanding any other provisions of the Planning Code, parking may be made
7 available to nearby residents, businesses and the general public for use as short-term or
8 evening parking when not utilized by the uses authorized hereunder to which such parking is
9 otherwise accessory.

10 (8) Demolitions. The demolition of all buildings in this California – Presidio
11 Special Use District containing residential uses shall be authorized pursuant to the procedures
12 for granting authorization set forth in Section 303 of this Code, provided that the notice and
13 relocation assistance provisions of Chapter 37 of the San Francisco Administrative Code (the
14 San Francisco Residential Rent Stabilization and Arbitration Ordinance) are met. In
15 considering whether to grant a conditional use permit for demolition, in lieu of the criteria set
16 forth in Section 303, consideration shall be given to: (i) the purposes of this California –
17 Presidio Special Use District set forth in Subsection (a), above; (ii) the adverse impact on the
18 public health, safety and welfare due to the loss of existing housing stock in the underlying
19 RM-1 and Sacramento NCD Districts, and (iii) the hardship to the applicant if the permit is
20 denied or a particular mitigation or condition is required.

21 Conditional Use authorization for demolition of the building at 3272 California Street
22 shall be subject to such conditions, if any, as the Planning Commission may reasonably
23 require.

24 DOCUMENTS DEPT.

25 JAN 12 2001

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1 (9) Signs. Except as provided herein, signage shall be regulated as provided
2 in Article 6 of this Code, subject to review in accordance with the criteria set forth in
3 Subsection (b)(3) herein.

4 (i) Signs for Businesses or Other Authorized Uses.

5 A. Window Signs. Window signs shall be permitted. The total
6 area of all window signs shall not exceed 1/3 the area of the window on or in which the signs
7 are located. Such signs may be non-illuminated, indirectly illuminated or directly illuminated.

8 B. Wall Signs. One wall sign per business or authorized use
9 which fronts and opens on the street is permitted, provided that for a business or authorized
10 use located at the street intersection that fronts on two streets two wall signs shall be
11 permitted. The area of a wall sign shall not exceed 50 square feet and the height of the wall
12 sign shall not exceed 20 feet. The wall sign may be non-illuminated, indirectly illuminated or
13 directly illuminated.

14 C. Projecting Signs. One projecting sign per business or
15 authorized use that fronts and opens on the street is permitted, provided that for a business or
16 use located at the street intersection that fronts on two streets two signs shall be permitted. In
17 no case shall more than five such projecting signs be permitted within this California –
18 Presidio Special Use District. The area of the projecting signs shall not exceed 32 square feet
19 and the height shall not exceed 30 feet. Projecting signs may be non-illuminated, indirectly
20 illuminated, or directly illuminated.

21 D. Signs on Awnings. One awning or marquee per business or
22 authorized use which fronts and opens on the street shall be permitted, provided that for a
23 business or use located at a street intersection which fronts on two streets two awnings or
24 marquees may be permitted. The area of the sign copy on such marquee shall not exceed 40
25 square feet and may be non-illuminated or indirectly illuminated.

JAN 12 2001

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Only one wall sign, awning sign, or projecting sign as described in this Subsection is permitted for each business or authorized use fronting on a street, provided that for a business or use at the intersection fronting on two streets, any two of such signs is permitted.

(ii) Projecting Signs (Banner Type). Up to four banner-type projecting signs adjacent to the main entrance are permitted. The area of these projecting signs shall not exceed 32 square feet and the height shall not exceed 50 feet. Such signs shall be non-illuminated or indirectly illuminated non-fluttering fixed banner types (principally used to celebrate holidays or announce events).

(iii) Identifying Sign. One project name identifying sign above the main entrance to the building shall be permitted and the area of the identifying sign shall not exceed 200 square feet and 40 feet in height. The identifying sign may be non-illuminated or indirectly illuminated.

(iv) Directly Illuminated Wall Sign. A directly illuminated digitally programmable sign or signs attached to the building facade at or around the corner of the building at California Street and Presidio Avenue to display announcements about community center events, programs and related matters consistent with the purposes and uses of the project is permitted.

Unless otherwise provided, signs described in this Section shall not exceed 100 square feet.

Section 2. Findings.

Pursuant to Planning Code Section 302, this Board of Supervisors finds that this ordinance will serve the public necessity, convenience and welfare for the reasons set forth in Planning Commission Resolution No. 16029 and Resolution No. 16030, and incorporates such reasons by this reference thereto.

1 The Board of Supervisors finds that this ordinance is in conformity with the Priority
2 Policies of Section 101.1(b) of the Planning Code and the General Plan and hereby adopts
3 the findings of the Planning Commission, as set forth in Planning Commission Resolution No.
4 16029, and incorporates said findings by this reference thereto.

5 On November 9, 2000, by Motion No. 16027, the Planning Commission certified the
6 Final Environmental Impact Report as adequate and complete.

7 In Resolution No. 16029, the Planning Commission recommended these amendments
8 to the Planning Code.

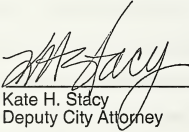
9 In Resolution No. 1027-00, this Board of Supervisors affirmed the Planning
10 Commission's certification of the Final Environmental Impact Report as adequate and
11 complete and adopted findings in connection with its consideration of these Planning Code
12 Amendments under the California Environmental Quality Act ("CEQA"), the State CEQA
13 Guidelines and Chapter 31 of the San Francisco Administrative Code and made certain
14 findings in connection therewith, and adopted a mitigation monitoring program, which findings
15 and programs are hereby incorporated by reference as if fully set forth herein.

16
17 APPROVED AS TO FORM:

RECOMMENDED:

18
19 Louise H. Renne
City Attorney

PLANNING COMMISSION

20
21
22 By: 

Kate H. Stacy
Deputy City Attorney

By: 

Gerald Green
Director of Planning



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001759

Date Passed:

Ordinance amending Part II, Chapter II of the San Francisco Municipal Code (Planning Code) by adding Section 249.21 to establish the California Street and Presidio Avenue-Community Center Special Use District, and adopting findings.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

DOCUMENTS DEPT.

JAN 12 2001

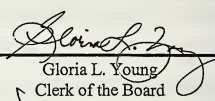
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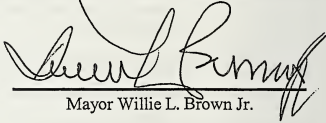
File No. 001759

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

FILE NO.001760

JAN 12 2001

ORDINANCE NO. 294-00 11/21/00

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[Zoning Map Amendment]

**Ordinance Amending The Zoning Map Of The City And County Of San Francisco For
Property Located On The Southeastern Portion Of The Block Bounded By California,
Walnut, And Sacramento Streets And Presidio Avenue, To Change The Height And Use
District Classification From 40-X To 65-X And Designate The Site As A Special Use
District And Adopting Findings.**

Be it ordained by the People of the City and County of San Francisco:

Section 1. Pursuant to Sections 235 and 302 of the Planning Code, Part II, Chapter II of the San Francisco Municipal Code, the following changes in height and use designation, duly approved by resolution of the Planning Commission, are hereby adopted as amendments to the Zoning Map of the City and County of San Francisco, on file with the Clerk of the Board of Supervisors under File No. 001760.

Section 2. Amendment of Sheet 3H of the Zoning Map. Replace the "40-X designation" with "65-X" for Assessor's Block 1021, Lots 5, 6, 24, 25, 28, 29 and 31-37.

Section 3. Amendment of Sheets 3 and 3 SU of the Zoning Map. Designate Assessor's Block 1021, Lots 5, 6, 24, 25, 28, 29 and 31-37 as "Special Use District."

Section 4. Findings.

Pursuant to Planning Code Section 302, this Board of Supervisors finds that this Ordinance will serve the public necessity, convenience and welfare for the reasons set forth in Planning Commission Resolution No. 16030 and Resolution No. 16029, and incorporates such reasons by this reference thereto.

Pursuant to Planning Code Section 101.1, this Board of Supervisors finds that this Ordinance is consistent with the General Plan and in conformity with the Priority Policies of Section 101.1(b) of the Planning Code and hereby adopts the findings of the Planning

Supervisors

KAUFMAN, AMMIANO, BECCERIL, BROWN, KATZ, LENO, NEWSOM, TENG, YAKI, YEE
BOARD OF SUPERVISORS

Commission, as set forth in Planning Commission Resolution No. 16030, and incorporates such findings by this reference thereto.

On November 9, 2000, by Motion No. 16027, the Planning Commission certified the Final Environmental Impact Report as adequate and complete.

In Resolution No. 16030, the Planning Commission recommended these amendments to the Zoning Map.

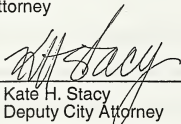
In Resolution No. ¹⁰²⁷⁻⁰⁰_____, this Board of Supervisors affirmed the Planning Commission's certification of the Final Environmental Impact Report as adequate and complete and adopted findings in connection with its consideration of these Zoning Map Amendments under the California Environmental Quality Act ("CEQA"), the State CEQA Guidelines and Chapter 31 of the San Francisco Administrative Code and made certain findings in connection therewith, and adopted a mitigation monitoring program, which findings and programs are hereby incorporated by reference as if fully set forth herein.

APPROVED AS TO FORM:

RECOMMENDED:

Louise H. Renne
City Attorney

PLANNING COMMISSION

By: 

Kate H. Stacy
Deputy City Attorney

By: 

Gerald Green
Director of Planning



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001760

Date Passed:

Ordinance amending the Zoning Map of the City and County of San Francisco for property located on the Southeastern portion of the block bounded by California, Walnut, and Sacramento Streets and Presidio Avenue, to change the height and use district classification from 40-X to 65-X and designate the site as a Special Use District and adopting findings.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

DOCUMENTS DEPT.

JAN 12 2001

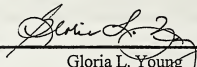
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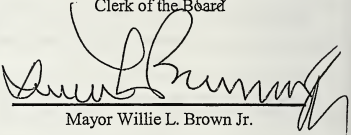
File No. 001760

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

[Establishing the Department of Children, Youth and Their Families.]

Page 1
October 10, 2000

1 (1) *The Department shall assist the Mayor in preparation and implementation of the Children*
2 *Services Plan and Fund as described in Charter Section 16.108.*

3 (2) (A) *Beginning after July 1, 2001, the Department shall report to the Board of Supervisors in*
4 *the Community Needs Assessments required by Charter Section 16.108:*

5 *(i) the number of male and female minors served by recipients of the Children's Fund grants; (ii) the*
6 *comparative monetary value of the expenditure of Children's Fund moneys on male and female minors,*
7 *based on the information collected in subsection (b)(2)(A)(i); and (iii) to the extent data are available,*
8 *the Department shall calculate the percentage of San Francisco's population of female minors who are*
9 *served by the Children's Fund and the percentage of San Francisco's population of male minors who*
10 *are served by the Children's Fund.*

11 (B) *Provisions of this Subsection shall take effect only if Proposition D on the November, 2000*
12 *ballot is enacted.*

13 (3) *Pursuant to Section 86.1 of the San Francisco Administrative Code, the Department shall*
14 *provide office space, administrative support, and other services for the Children and Families*
15 *Commission and its Department, as specified in a Memorandum of Understanding between the*
16 *Department and the Children and Families Commission.*

17 (4) *Pursuant to Section 5.200 of the San Francisco Administrative Code, the Department shall*
18 *provide administrative support for the San Francisco Child Care Planning and Advisory Council.*

19 (5) *The Department shall have such other duties and functions as are assigned by Charter or*
20 *ordinance.*

21
22 Section 2. Chapter 3 of the San Francisco Administrative Code is hereby amended by
23 repealing section 3.50, as follows:
24
25

~~(a) Beginning July 1, 1996, the Mayor's Office of Children, Youth and Families shall report to the Board of Supervisors (i) the allocation of funds by all departments and agencies of the City and County of San Francisco for services rendered to young males and females under 18 years of age and (ii) the amount of the actual services rendered by such City departments and agencies to young males and females under 18 years of age. Such report shall be submitted annually by July 1st of each year and cover the period of the prior calendar year.~~

~~(b)(1) The report shall identify the disparity or disparities, if any, in the allocation of funds to young males and young females under 18 years of age by calculating the ratio of the amount of allocated funds to males under 18 years of age to the total amount of allocated funds to all males and females under 18 years of age and the ratio of the amount of allocated funds to females under 18 years of age to the total amount of allocated funds to all males and females under 18 years of age. If the report identifies a disparity or disparities in the allocation of funds, the report shall set forth a detailed plan of action to resolve such disparity or disparities.~~

~~(2) The report shall identify the disparity or disparities, if any, in the amount of the actual services rendered to young males and young females under 18 years of age by calculating the ratio of the amount of the actual services rendered to males under 18 years of age to the total amount of the actual services rendered to all males and females under 18 years of age and the ratio of the amount of the actual services rendered to females under 18 years of age to the total amount of actual services rendered to all males and females under 18 years of age. If the report identifies a disparity or disparities in the amount of the actual services rendered, the report shall set forth a detailed plan of action to resolve such disparity.~~

JAN 12 2001

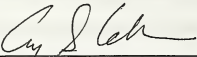
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Page 3
October 10, 2000

1 APPROVED AS TO FORM:

2 LOUISE H. RENNE, City Attorney

3
4 By:


5 Amy S. Ackerman
6 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001761

Date Passed:

Ordinance amending Chapter 2A of Part One of the San Francisco Municipal Code (Administrative Code), to add Article XV Section 2A.232 establishing the Department of Children, Youth and Their Families, enumerating the duties of the Department and incorporating within Section 2A.232 the duties of the Department as established in other Sections of the Administrative Code; amending and renumbering Section 3.50 regarding the reporting of allocation of funds and services by gender; and by repealing Section 3.50 of Part One of the San Francisco Municipal Code (Administrative Code).

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

DOCUMENTS DEPT.

JAN 12 2001

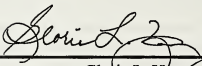
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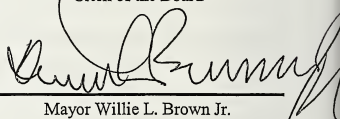
File No. 001761

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

JAN 12 2001

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[Amending and repealing provisions providing for reimbursement to officers and employees using private vehicles for City business]

Ordinance amending Part I, Chapter 10, Article IV, of the San Francisco Municipal Code (Administrative Code), by amending and re-numbering Section 10.31, dealing with authorization for City officers and employees to receive compensation for use of privately-owned automobiles for official routine duty or service, and repealing Sections 10.32 through 10.36, providing procedures for such compensation.

Note: Additions are *italic*; *Times New Roman*; deletions are ~~strikethrough-italic~~, ~~Times New Roman~~.
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough-normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.31 and re-numbering it as Section 10.28-1, to read as follows:

SEC. 10.28-1 ~~10.31~~. AUTHORIZATION AND AUTHORITY FOR USE OF PRIVATE AUTOMOBILES AUTHORIZED.

Subject to the fiscal and accounting procedures of the Charter, officers and employees shall be allowed traveling and incidental expenses and compensation for the use of privately owned automobiles in connection with official routine duty or service for or on account of the City and County as provided by this Article.

When funds have been appropriated for such purpose, each elective officer in charge of an administrative office, the Controller, the Mayor or the Mayor's designee and each board or commission may authorize officers and employees within their respective jurisdictions to use privately owned automobiles in connection with any official routine duty or service and to be compensated for

1 such use, on the basis of the actual number of miles traveled, at rates to be established by the
2 Controller.

3
4 Section 2. Chapter 10 of the San Francisco Administrative Code is hereby amended
5 by repealing Sections 10.32 through 10.36.

6 ~~SEC. 10.32. ACTUAL OFFICIAL EXPENSES TO BE PAID.~~

7 ~~— Any officer or employee of the City and County who, in the discharge of official routine duties~~
8 ~~or in the rendering of official routine service, incurs travel and other expenses incidental thereto shall~~
9 ~~be allowed and paid such actual and necessary travel and other expenses as may be incurred.~~

10
11 ~~SEC. 10.33. EFFECT OF TRAVEL EXPENSE REGULATIONS.~~

12 ~~— In the event that any routine trip is of such character as is contemplated by the current annual~~
13 ~~travel expense ordinance, but which does not require specific authorization by the Board of~~
14 ~~Supervisors, each elective officer in charge of an administrative office, the Controller, the Mayor or the~~
15 ~~Mayor's designee and each board or commission, with the concurrence of the Controller, may provide~~
16 ~~for allowances and payments to officers and employees within their respective jurisdictions for the~~
17 ~~related trip in accordance with the provisions of the annual travel expense ordinance in effect at the~~
18 ~~commencement of the trip.~~

19
20 ~~SEC. 10.34. GRANT OF AUTHORITY TO USE AUTOMOBILES; ESTABLISHMENT OF MILEAGE~~
21 ~~RATES.~~

22 ~~— When funds have been appropriated for such purpose, each elective officer in charge of an~~
23 ~~administrative office, the Controller, the Mayor or the Mayor's designee and each board or commission~~
24 ~~may authorize officers and employees within their respective jurisdictions to use privately owned~~

1 automobiles in connection with any official routine duty or service and to be compensated for such use;
2 on the basis of the actual number of miles traveled, at rates to be established by the Controller.

3 ——— The Controller is hereby authorized and directed to establish said mileage rates and annually to
4 examine into and revise said rates in accordance with such examination. The Controller shall submit to
5 the Board of Supervisors for ratification all rates established pursuant to the provisions hereof, and
6 such rates shall not become effective until appropriations for payment on the basis thereof shall have
7 been duly enacted by the Board of Supervisors and have become available for the purpose.

8
9 SEC. 10.35. CLAIMS FOR REIMBURSEMENT.

10 ——— Claim for the reimbursement of expenses or for automobile allowances in connection with
11 official routine duties or services shall be delivered into the Controller's office not later than the 10th
12 day after the close of the month in which such expenses were incurred. In the event that the Controller
13 shall have advanced sums to cover any expenses for routine duties or services, such advances shall be
14 accounted for and returned to the Controller not later than the 10th day after the return from each
15 related trip to duty in or at the normal headquarters of the officers or employees.

16
17 SEC. 10.36. RULES FOR PRESENTATION OF VOUCHERS.

18 ——— The Controller shall establish rules for the presentation of such vouchers as he or she shall
19 deem proper in connection with expenditures and for the payment of all amounts payable pursuant to
20 this Article.

21 DOCUMENTS DEPT.

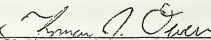
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JAN 12 2001

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1 APPROVED AS TO FORM:

2 LOUISE H. RENNE, City Attorney

3
4
5 By:


THOMAS J. OWEN
Deputy, City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 001802

Date Passed:

Ordinance amending Part I, Chapter 10, Article IV, of the San Francisco Municipal Code (Administrative Code), by amending and re-numbering Section 10.31, dealing with authorization for City officers and employees to receive compensation for use of privately-owned automobiles for official routine duty or service, and repealing Sections 10.32 through 10.36, providing procedures for such compensation.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

DOCUMENTS DEPT

JAN 12 2001

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File No. 001802

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on December 11, 2000 by the Board of Supervisors of the City and County of San Francisco.

DEC 22 2000

Date Approved

Gloria L. Young
Clerk of the Board

Mayor Willie L. Brown Jr.

[Raising the dollar limit for small debts that may be referred to an outside collection agency from \$2,500 to \$4,000; authorizing the Bureau of Delinquent Revenue Collection to recover collection costs, including attorneys' fees.]

Ordinance amending Part I, Chapter 10, Article V, of the San Francisco Municipal Code (Administrative Code), by amending Section 10.39-1, raising the dollar limit for small debts that may be referred to an outside collection agency, and adding Section 10.40-1, authorizing the Bureau of Delinquent Revenue Collection to recover collection costs.

Note: Additions are *italic; Times New Roman*; deletions are ~~strikethrough-italic; Times New Roman~~
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough-normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.39-1, to read as follows:

SEC. 10.39-1. ASSIGNMENT OF ACCOUNTS FOR PURPOSES OF COLLECTION.

Upon recommendation of the Bureau of Delinquent Revenue Collection, delinquent accounts may be assigned for purposes of collection by the Board of Supervisors by resolution pursuant to the provisions of Sections 26220, 26221 and 26222 of Government Code of the State of California. Notwithstanding the foregoing, the Board of Supervisors hereby authorizes the Bureau of Delinquent Revenue Director, with the approval of the Tax Collector and Treasurer, to assign any account receivable that was transferred to it pursuant to this Article, to a duly licensed collection agency for collection when the amount outstanding on the account is \$4,000 ~~\$2,500~~ or less. The Bureau of Delinquent Revenue Director is authorized to make any and all contracts on behalf of the City and County of San Francisco that are necessary to carry out the terms of this Section.

DOCUMENTS DEPT

JAN 12 2001

1
2 Section 2. Chapter 10 of the San Francisco Administrative Code is hereby amended
3 by adding Section 10.41-1, to read as follows:

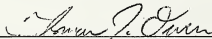
4 *SEC. 10.41-1. RECOVERY OF COLLECTION COSTS.*

5 *The Bureau of Delinquent Revenue Collection is authorized to collect reasonable attorneys'*
6 *fees, collection fees, and other costs incurred in prosecuting claims for money owed to the City.*
7
8

9 APPROVED AS TO FORM:

10 LOUISE H. RENNE, City Attorney
11

12
13 By:



14 THOMAS J. OWEN
15 Deputy City Attorney
16
17
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20
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22
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25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001803

Date Passed:

Ordinance amending Part I, Chapter 10, Article V, of the San Francisco Municipal Code (Administrative Code), by amending Section 10.39-1, raising the dollar limit for small debts that may be referred to an outside collection agency, and adding Section 10.40-1, authorizing the Bureau of Delinquent Revenue Collection to recover collection costs.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

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JAN 12 2001

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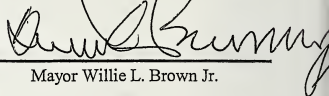
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.

[Reducing from 10 years to 3 years the amount of time the City must hold unidentified tax collections before the money is turned over to the City pursuant to State law.]

Ordinance amending Part I, Chapter 10, Article VII, of the San Francisco Municipal Code (Administrative Code), by amending Section 10.46, to reduce from 10 years to 3 years the amount of time the City must hold unidentified tax collections before the monies escheat to the City under State law.

Note: Additions are *italic*; *Times New Roman*; deletions are ~~strikethrough italic~~, ~~Times New Roman~~.
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Section 10.46, to read as follows:

SEC. 10.46. ESCHATE OF FUNDS UNIDENTIFIED FOR TEN YEARS.

All tax collections remaining unidentified for a period of 3 ~~10~~ years shall escheat to the City and County in accordance with the provisions of Sections 50050 to 50053 of Government Code, State of California.

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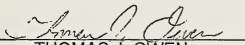
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APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:


THOMAS J. OWEN
Deputy City Attorney



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 001804

Date Passed:

Ordinance amending Part I, Chapter 10, Article VII, of the San Francisco Municipal Code (Administrative Code), by amending Section 10.46, to reduce from 10 years to 3 years the amount of time the City must hold unidentified tax collections before the monies escheat to the City under State law.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

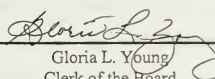
Absent: 1 - Becerril

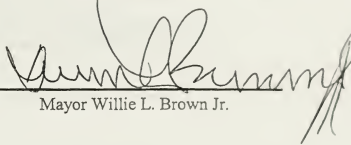
File No. 001804

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

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JAN 12 2001

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[Changing references from "Assessor" to "Assessor-Recorder," and making other changes to clean up provisions relating to numbering of lots and blocks for assessment purposes.]

Ordinance amending Part I, Chapter 10, Article XI, of the San Francisco Municipal Code (Administrative Code), by amending Sections 10.70 through 10.73, to change references from "Assessor" to "Assessor-Recorder," and to make other changes to clean up provisions relating to numbering of lots and blocks for assessment purposes.

Note: Additions are *italic; Times New Roman*; deletions are ~~*strikethrough italic; Times New Roman*~~
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Sections 10.70 through 10.73, to read as follows:

**SEC. 10.70. FORMULATION OF SYSTEM OF NUMBERING LOTS AND BLOCKS;
PREPARATION OF MAPS.**

The City and County Assessor-Recorder and the City Engineer are hereby authorized to prepare and formulate a system of assessing the lots and blocks and lands in the City and County by a lot number and block number. They are hereby authorized to make and compile maps, indexes and map books from existing maps now used by the Assessor-Recorder, ~~or from maps on file in the Recorder's office,~~ and to renumber the blocks, and to give a lot number or lot letter, or combined number and letter, to each lot or parcel of land as shown on the Assessor-Recorder's block books.

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JAN 12 2001

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Supervisor Kaufman, Newsom
BOARD OF SUPERVISORS

1 **SEC. 10.71. LOT AND BLOCK NUMBERS TO BE WRITTEN ON ASSESSMENT ROLLS.**

2 The Assessor-Recorder is hereby authorized and directed, commencing with the
3 assessment rolls for the fiscal year 1914-1915, to write the real estate assessment rolls
4 identifying ~~describing~~ each parcel of land by lot and block number, or tract number, as
5 delineated on the map and block book prepared as provided by the preceding section.
6

7 **SEC. 10.72. CHANGES IN MAP AND BLOCK BOOKS.**

8 The Assessor-Recorder is hereby authorized to make the necessary changes in the
9 map and block books from year to year as may be required to meet conditions imposed by
10 the cutting up of present lots or parcels of land or platting of acres or changing of ownership.
11

12 **SEC. 10.73. FILING OF COPIES OF BLOCK BOOKS.**

13 A copy of the block books shall be filed in the office of the Assessor-Recorder, ~~Tax~~
14 ~~Collector, Controller and Recorder~~. Such copy may be a ~~photocopy~~ ~~photograph~~ of the block
15 books of the Assessor-Recorder, as ~~they exist on the lien date for the property identified in the~~
16 ~~recorded document the same are on the first Monday of March of each and every year.~~
17

18
19 APPROVED AS TO FORM:

20 LOUISE H. RENNE, City Attorney
21

22 By:

23 
24 THOMAS J. OWEN
25 Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001805

Date Passed:

Ordinance amending Part I, Chapter 10, Article XI, of the San Francisco Municipal Code (Administrative Code), by amending Section 10.70 through 10.73, to change references from "Assessor" to "Assessor-Recorder," and to make other changes to clean up provisions relating to numbering of lots and blocks for assessment purposes.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

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JAN 12 2001

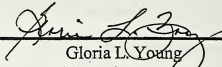
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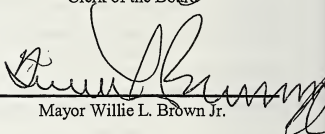
File No. 001805

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 11,
2000 by the Board of Supervisors of the City
and County of San Francisco.

DEC 22 2000

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

[Repealing the Administrative Code provisions setting up the City's Risk Management Program.]

Ordinance amending Chapter 10 of Part I of the San Francisco Municipal Code (Administrative Code), by repealing Article XII, Sections 10.74 through 10.78, establishing the Risk Management Program.

Note: Additions are *italic; Times New Roman*; deletions are ~~strikethrough italic, Times New Roman~~
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Article XII, Sections 10.74 through 10.78:

~~SEC. 10.74. PROCUREMENT SUBJECT TO BOARD OF SUPERVISORS' APPROVAL.~~

~~— Except as otherwise provided by this Article, the procurement of insurance for any City and County department shall be subject to the approval of the Board of Supervisors.~~

~~SEC. 10.75. ANNUAL RISK MANAGEMENT BUDGET.~~

~~— The Risk Manager shall file with the Mayor and the Board of Supervisors, on or before March 1st of each year, a proposed Risk Management Budget for the ensuing fiscal year. Such budget shall describe specific insurance and self insurance for all City and County departments, loss control measures, specific temporary expert professional or technical services, and the manner of purchase of such insurance and services.~~

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JAN 12 2001

Supervisor Kaufman, Newsom
BOARD OF SUPERVISORS

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1 ~~SEC. 10.77. CONTRACT FOR EXPERT SERVICES.~~

2 ~~— The Risk Manager may contract from time to time for such temporary expert professional or~~
3 ~~technical services as he or she may deem necessary, subject to the budget and fiscal procedures of the~~
4 ~~Charter.~~

5
6 ~~SEC. 10.78. ARTICLE NOT TO APPLY TO WORKERS' COMPENSATION INSURANCE.~~

7 ~~— The provisions of this Article shall not apply to insurance of the compensation liability of the~~
8 ~~City and County under the provisions of the workers' compensation laws of the state, which is governed~~
9 ~~by Section 8.515 of the Charter.~~

10
11
12
13
14 APPROVED AS TO FORM:

15 LOUISE H. RENNE, City Attorney

16
17
18 By:


THOMAS J. OWEN
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 001806

Date Passed:

Ordinance amending Chapter 10 of Part I of the San Francisco Municipal Code (Administrative Code), by repealing Article XII, Sections 10.74 through 10.78, establishing the Risk Management Program.

December 4, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

December 11, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Becerril

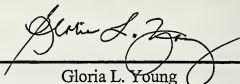
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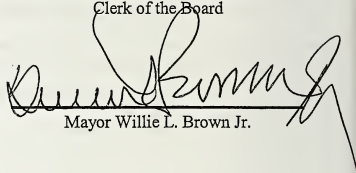
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and County of San Francisco.



Gloria L. Young
Clerk of the Board

DEC 22 2000

Date Approved



Mayor Willie L. Brown Jr.

